

MUNICIPAL RECORD



MINUTES OF THE PROCEEDINGS

OF

THE COUNCIL

OF THE

CITY OF PITTSBURGH



For the Year 1947

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Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, January 6, 1947

No. 1.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Monday, January 6, 1947.

Pittsburgh, Pa.,

Council met.

Present:—Messrs.

Demmler Stewart

Duff Weir

Gallagher Wolk

Leonard Kilgallen, (Pres't)

Absent: Mr. McArdle.

PRESENTATIONS

Mr. Duff presented

No. 1818. An Ordinance transferring the sum of \$8,757.00 from Code Account No. 1011, Unallocated Funds, to Code Account Nos. 1229, \$287.00; 1368, \$257.00; 1370, \$20.00; 1401, \$330.00; 1500, \$2,948.00; 1755, \$4,027.00; 1775, \$657.00 and 1818, \$231.00.

Also

No. 1819. Communication from the City Treasurer submitting statement of the collection of delinquent taxes for the period December 16 to December 31, 1946; also statement of the collection of the accounts of the City Solicitor.

Which were read and referred to the

Committee on Finance.

Mr. Gallagher presented

No. 1820. An Ordinance transferring \$2,100.00 to Code Account 1650-3, Wages, Temporary Employees, October to December, from Code Account 1650-2, Wages, Temporary Employees, July to September, both within the Bureau of Highways and Sewers, Department of Public Works.

Which was read and referred to the Committee on Finance.

Mr. Leonard presented

No. 1821. An Ordinance transferring the sum of \$10,000.00 from Code Account No. ----- to Code Account No. 1456-B, Miscellaneous Services, Dog Pound, Bureau of Police, Department of Public Safety.

Also

No. 1822. An Ordinance authorizing the issuance of a warrant in favor of Fritz Kubitz in the sum of \$400.00 for services rendered the Bureau of Building Inspection, without previous authority of law.

Also

No. 1823. Resolution authorizing the issuing of a warrant in favor of Mrs. Mary Jane Loomis, widow of A. N. Loomis, an employee of the Bureau of Electricity, Department of Public Safety, in the sum of \$132.02, representing 14 days' pay in lieu of vacation which Mr. Loomis had not received at the time of his death, and charging same to Code Account No. 1471, Salaries, Regular Employees, Bureau of Electricity.

Which were severally read and referred to the Committee on Finance.

Mr. Leonard (for Mr. McArdle) presented

No. 1824. Resolution authorizing and directing the Law Department to petition the court for the sale to J. L. Garee and Josephine Garee, his wife, all that certain lot or piece of ground situate in the 27th Ward, being the southerly half of Lot No. 30 on Wapello street in the Lutten and Richter Plan, for the sum of \$250.00.

Also

No. 1825. Resolution authorizing and directing the Law Department to petition the court for the sale to Philomena Koelliker all that certain lot or piece of ground situate in the 27th Ward, being Lot No. 1 on Davis avenue in the Riverview Park Plan, for the sum of \$900.00.

Also

No. 1826. Resolution authorizing and directing the Law Department to petition the court for the sale to Michael J. DiPerna and Angelina DiPerna, his wife, all those certain lots or pieces of ground situate in the 19th Ward, being Lots Nos. 15 and 16 on Hallock street in the Jane Birch Plan, for the sum of \$300.00.

Also

No. 1827. Resolution authorizing and directing the Law Department to petition the court for the sale to Edward Marx and Mary E. Marx, his wife, all those certain lots or pieces of ground situate in the 20th Ward, being Lots Nos. 10 and 11 on Haas street in the Charles Haas Plan, for the sum of \$400.00.

Also

No. 1828. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings, for and on behalf of the City, to execute and deliver a lease to Richard Vierthaler for storeroom 3-A in the North Side Market House, containing 172 square feet, at the corner of Federal street and South Diamond street, for a term of two years, commencing February 1, 1947, and ending January 31, 1949, for a total rental of \$1,440.00, payable in monthly installments of \$60.00 in advance during the term, the

said storeroom to be used only for a retail jewelry store, the said lease to contain such other terms, conditions and covenants as shall in form be approved by the City Solicitor.

Also

No. 1829. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings, for and on behalf of the City, to execute and deliver a lease to the Variety Nut Company for storeroom 3-B in the North Side Market House on Federal street, containing 266 square feet, for a term of two years, commencing February 1, 1947, and ending January 31, 1949, for a total rental of \$1,800.00, payable in monthly installments of \$75.00 in advance during the term, said storeroom to be used only for a retail nut store and allied products, said lease to contain such other terms, conditions and covenants as shall be approved by the City Solicitor.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 1830. Report of the Committee on Finance for December 30, 1946, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1742. An Ordinance entitled, "An Ordinance transferring the sum of \$495.00 from Code Account No. 1468 to Code Account No. 1464, Bureau of Fire, D. P. S."

Which was read.

Also

Bill No. 1816. An Ordinance entitled, "An Ordinance amending Section 42, Bureau of Police and Section 44, Bureau of Fire, Department of Public Safety, of Ordinance No. 501, approved December 28, 1946, entitled, 'An Ordinance fixing the number of officers and employees of all department of the City of Pittsburgh, and the rate of compensation thereof'."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1793. Resolution authorizing the issuing of a warrant in favor of the Gold Real Estate Company in the sum of \$61.29, being a refund of taxes erroneously paid on property not owned by it on Wolfendale street, as follows: January 31, \$15.09; April 30, \$15.40; July 31, \$15.40; October 31, \$15.40, and charging same to Code Account No. 41, Refunds, Taxes and Water Rents.

Which was read.

Also

Bill No. 1794. Resolution authorizing the issuing of a warrant in favor of Charles N. Abernethy and Robert C. Sproul, Jr., Trustees of the Pittsburgh Terminal Warehouse and Transfer Company, Debtor, in the amount of \$8,530.52, refunding amount overpaid on taxes for the years 1944 and 1945 on properties of the Debtor in the 17th Ward of the City of Pittsburgh, and charging same to Code Account No. 41, Refund of Taxes and Water Rents.

Which was read.

Also

Bill No. 1798. Resolution au-

thorizing the issuing of a warrant in favor of United States Maritime Commission, Washington, D. C., in the sum of \$7,800.00 for the purchase of a fire boat for the Bureau of Fire, Department of Public Safety, bought as Government Surplus Property, and charging same to Code Account No. 1467, Bureau of Fire, Department of Public Safety.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Wolk presented

No. 1831. Report of the Committee on Public Service and Surveys for December 30, 1946, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1801. An Ordinance entitled, "An Ordinance establishing the grade of S. 16th Street, from a point 267 feet north of Muriel street to a point 583.5 feet north of Muriel street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1803. An Ordinance entitled, "An Ordinance vacating an Unnamed Way laid out in the Herman B. Agsten Plan, in the 29th Ward of the City of Pittsburgh, from the southerly terminus to a point 75' northwardly therefrom."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

The Chair:

This Bill No. 1803, the facts would indicate that the \$50.00 fee for printing should be waived in this case. When Carrick was admitted to the City, through some oversight the record seemed to be lost.

Mr. Gallagher moved

In view of the circumstances, that the City pay the expense of printing and advertising the ordinance.

Which motion prevailed.

And the bill as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 1832. Report of the Committee on Filtration and Water for December 30, 1946, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1792. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with Bertha Kaufman and Rebecca Kaufman, granting to the City of Pittsburgh an easement extending through their property along the rear of Claybourne street in the Seventh Ward of the City of Pittsburgh."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 1833. Report of the Committee on Public Safety for December 30, 1946, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1800. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of 100 Women's Police Uniforms, Hats, Hat Badges and Police Whistles for the Bureau of Police, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard (for Mr. McArdle) presented

No. 1834. Report of the Committee on Lands, Buildings and Housing for December 30, 1946, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1509. Resolution authorizing and directing the Mayor and the Director of the Department of

Lands and Buildings, for and on behalf of the City, to execute and deliver a lease to Rhea's, Incorporated, for a certain store building, consisting of store-room and basement at the southeast corner of the North Side Market House of the City, located at Federal and Ohio streets, 22nd Ward, for a term of three years, commencing on the first day of January, 1947, at an annual rental of \$2,400.00, or a total of \$7,200.00 for three years, and 5% of the amount of the gross annual sales in excess of \$50,000.00, and all gas and electricity consumed on the premises.

Which was read.

Also

Bill No. 1748. Resolution authorizing and directing the Law Department to petition the Common Pleas Court for the sale of vacant lot on Reedsdale street to Nuncle Caputo for the sum of \$500.00 in accordance with Section 1 of the Act of 1937, P. L. 787, as amended, and upon confirmation by the Court, authorizing the proper officers of the City to satisfy of record all tax and municipal claims against the property, and charging the costs to the City.

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage, the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS RESOLUTIONS

Mr. Demmler:

Mr. President:—In the December 1946 issue of the National Mu-

municipal Review there is an article on "Tax Rates for American Cities" taken from a report prepared by the Detroit Bureau of Governmental Research and the National Training School for Public Service.

In the December 16th, 1946, issue of the Pittsburgh Post-Gazette there appeared an Associated Press news item headed:

"U. S. City Tax at New Peak, Survey Shows."

In this article the adjusted tax rate per thousand assessed valuation for Pittsburgh was given as \$53.75. The error in this amount of tax per thousand of assessed valuation is immediately apparent as the highest possible total at present rates is \$48.38 on vacant land, arrived at as follows:

City Tax on Land-----	\$ 28.00
School Tax -----	11.75
County Tax -----	8.625
	48.375

The error was called to the attention of the editors of the National Municipal Review, who wrote to the Detroit Bureau of Governmental Research, the compilers of the original report. The Detroit Bureau of Governmental Research wrote as follows:

"Mr. Walter R. Demmler
Council Chamber
City Hall
Pittsburgh, Pennsylvania
Dear Mr. Demmler:

"Your letter to Mr. Willoughby of the National Municipal League was forwarded to me for a reply. Your request for an explanation of the publication of \$53.75 as the adjusted tax rate for Pittsburgh is certainly justified.

"I noticed the error several days ago and immediately wrote the City Editor of the Post-Gazette; Mr. Frey, the City Controller; and Mr. Kurtzman of the Western Division of the Pennsylvania Economy League explaining the error and giving the correct figure. I have also arranged for a note in the January issue of the National Municipal Review calling attention to the error and making the correction.

"The corrected rate is given below. We arrived at the corrected figure for the city levy by taking the weighted

average of the \$28.00 levy on land and the \$14.00 levy on buildings to get an estimated city levy. I trust the new figure is the proper one. Our error was in an improper average for the city levy.

City -----	\$20.11*
School -----	11.75
County -----	8.63

Total-----\$40.49

*Estimated.

"The somewhat lengthy and tedious process of assembling and analyzing the data for 340 cities is done by a class of graduate students we have for field training each year. One of them made the error that has probably caused some bewilderment and irateness, but if it is any consolation, the student has probably been taught the value of accuracy in a most effective manner. Please accept my apologies that it was at your expense. This may be an adequate explanation, but it is certainly not an excuse and we quite properly stand corrected.

Cordially yours,
Richard A. Ware."

The figures in this letter are correct, in a general way, as the total tax paid on different properties will vary (according to the assessment of land and building) and must be figured on each individual case to arrive at the exact amount to be paid in each case.

The estimated weighted figure of \$20.11 City tax per thousand of assessed valuation is correct when the total City assessment as of December 31st, 1946 is used.

City Assessment Decem-	
ber 31, 1946—Land—	\$417,879,125.00
Buildings -----	539,703,625.00

Total-----\$957,582,750.00

This total multiplied by \$20.11 per thousand, amounts to \$19,256,989.10, and the City levy for 1947 at 28 mills on land assessment and 14 mills on building assessment amounts to \$19,256,648.00; a difference of only \$341.10.

The error made by the Detroit Bureau of Governmental Research is one frequently made, and repeated by those who will not examine the Pittsburgh Tax Plan carefully. Under this plan Pittsburgh does not tax "Real Estate" as generally considered under this term;

the Pittsburgh tax being separately placed on the land assessment and on the building assessment. Under the present law the levy or millage on the land assessment is double that placed on the building assessment. This Pittsburgh Tax Law recognizes the fundamental principle that the land (location or site) value is a value created by the people living in a community and created by the services rendered by the community at the site or location.

The rental values of the sites in Pittsburgh can provide all the revenue needed by the community to give the necessary services.

Extend the Pittsburgh Tax Law and our community will have more improvements and make continued progress.

Mr. Weir moved

That the Minutes of Council of Monday, December 30, 1946, be approved.

Which motion prevailed.

Mr. Duff moved

That Council recess until Tuesday, January 7, 1947, at 3:00 o'clock, P. M.

Which motion prevailed.

And

Council recessed.

Pittsburgh, Pa.,

Tuesday, January 7, 1947.

And the hour of 3:00 o'clock, P. M. having arrived and the time of the recess having expired, Council reconvened and there were

Present:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Absent:—Messrs.

McArdle Weir

REPORTS OF COMMITTEES

Mr. Duff presented

No. 1835. Report of the Com-

mittee on Finance for January 7, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Mr. Duff moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council after the return of such papers from Committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1820. An Ordinance entitled, "An Ordinance transferring \$2,100.00 to C. A. 1650-3, Wages, Temporary Employees, October to December, from C. A. 1650-2, Wages, Temporary Employees, July to September, both within the Bureau of Highways and Sewers, Department of Public Works."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Upon motion of Mr. Duff

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, January 13, 1947

No. 2.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, January 13, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Absent: Mr. McArdle.

PRESENTATIONS

Mr. Gallagher presented

No. 1836. An Ordinance providing for a contract or contracts for repaving of Cherry way as widened to a width of forty feet, from the Boulevard of the Allies to Third avenue, and from Fourth avenue to Diamond street, and other necessary work incidental thereto, and providing that the costs and expenses therefor be assessed against and collected from properties specially benefitted thereby, and providing further for the payment of the City's share thereof.

Which was read and referred to the Committee on Finance.

Also

No. 1837. An Ordinance authorizing and directing the Mayor and

the Director of the Department of Public Works to enter into an agreement with the County of Allegheny for the widening, construction and reconstruction of Becks Run road as a highway in the City of Pittsburgh, extending from East Carson street (State Highway Route 736) to north side of Agnew avenue as now established in the City of Pittsburgh; providing for establishing the line and grade of the present portion of Becks Run road known as Bajo street and for ordaining portion of the same as a City street; and providing for the payment by the City of Pittsburgh of certain expenses and the assumption of certain obligations in connection therewith.

Also

No. 1838. An Ordinance accepting the dedication of Wenzell place and Espy avenue and property for the widening of Wenzell avenue, as shown on the plan of "Wenzell Court" in the 19th Ward of the City of Pittsburgh, laid out by Frank M. Corace, for public highway purposes and opening the same and naming "Wenzell Place" and "Espy Avenue."

Which were read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 1839. An Ordinance authorizing the issuance of a warrant in favor of the Graybar Electric Company for \$25.92 in payment for material furnished, for the benefit of the City without previous authority of law.

Also

No. 1840. Communication from the Department of Public Safety asking permission to continue 1946 contract with the Animal Rescue League for the collection, care and disposal of stray dogs and cats.

Which were read and referred to the Committee on Finance.

Mr. Leonard (for Mr. McArdle) presented

No. 1841. An Ordinance providing for the letting of a contract for the furnishing and delivery of one Auto Truck for the Department of Lands and Buildings, and for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 1842. Resolution authorizing and directing the Law Department to petition Common Pleas Court for the sale to Thomas H. Roney, M. D., of part of Lot Nos. 314, 315 and 316 on Warrington avenue in the Grandview Plan, for the sum of \$2,000.00.

Also

No. 1843. Resolution authorizing and directing the Law Department to petition the Court for the sale to Cyril F. Pruszko and Bertha C. Pruszko, his wife, of all those certain lots or pieces of ground situate in the 28th Ward, being Lot Nos. 9, 10 and 11 on Summerdale street in A. O. Buettner Plan, for the sum of \$100.00.

Also

No. 1844. Resolution authorizing and directing the Law Department to petition the Court for the sale to Pittsburgh Harvey Corporation all those certain lots or pieces of ground situate in the 20th Ward, being Lot Nos. 1 to 10, inclusive, on New York avenue, in the West End Place Plan, for the sum of \$300.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Weir presented

No. 1845. Communication from Roy B. Ambrose, Manager, Bellefield Boiler Plant, advising of increase in cost for furnishing steam heat to the Phipps Conservatory in Schenley Park.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 1846. An Ordinance establishing the grade of Fitch way, from Pioneer avenue to a point 250.90 feet eastwardly therefrom.

Also

No. 1847. Communication from the Department of Law submitting financial statement of the Pittsburgh Motor Coach Company for the month of November, 1946.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 1848. An Ordinance authorizing the issuing of a warrant in favor of the Department of State, Commonwealth of Pennsylvania, in the sum of \$30.00, for filing of certificate for the Urban Redevelopment Authority of Pittsburgh.

Also

No. 1849. Communication from Patterson, Crawford, Arensberg & Dunn, Attorneys, asking that title to certain lots on Herschel street, 20th Ward, be cleared in the name of the Joseph S. Brown Estate.

Which were read and referred to the Committee on Finance.

Also

No. 1850. Petition for repair and repaving of Smallman street, from 32nd to 36th Streets.

Which was read and referred to the Committee on Public Works.

Also

No. 1851. Communication from the Superior Valve & Fittings Company requesting the installation of traffic signal lights on West Liberty avenue at Brookside avenue.

Which was read and referred to the Committee on Public Safety.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 1852. Report of the Committee on Finance for January 7, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1818. An Ordinance entitled, 'An Ordinance transferring the

sum of \$8,757.00 from Code Account No. 1011, Unallocated Funds, to Code Account Nos. 1229, \$287.00; 1368, \$257.00; 1370, \$20.00; 1401, \$330.00; 1500, \$2,948.00; 1755, \$4,027.00; 1775, \$657.00 and 1818, \$231.00."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1692. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the North Side Buick Company in the sum of \$58.83 for automobile accessories for the Department of City Controller, for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 1822. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Fritz Kubitz in the sum of \$400.00 for services rendered the Bureau of Building Inspection without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings

and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Mr. Gallagher presented

No. 1853. Report of the Committee on Public Works for January 7, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1507. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-S10-O, by changing from a Thirty-five Foot District to a Forty-five Foot District, all that certain property bounded by Pioneer avenue; the southerly line of property, now or late of the South Hills General Hospital; the lines of the southwesterly boundary of the Boggs Place Plan of Lots as amended; the easterly and southerly lines of property, now or late of the Hampton Improvement Company; the southerly line of 'Pioneer Village' extended and said line; the easterly lines of lots fronting on the easterly sides of Pioneer avenue and Southcrest Drive; the southwesterly line of lot numbered 8 in 'Pioneer Village'; and, Southcrest Drive."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings

and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Weir moved

That the bill be laid over until the next meeting of Council.

Mr. Leonard:

Mr. President:—I am not opposed to delaying action on this ordinance to permit a member of Council to secure further information. A reasonable time should be allowed any and all members of Council to consider any measure submitted to the body. But, on the other hand, I do not want to be put in the position of voting to continually laying this zone change ordinance on the table.

This ordinance permits the erection of apartment houses to a height of 45 feet instead of 35 feet as now permitted under the Zoning Laws of the City of Pittsburgh.

This change is required because of the topography of the ground on which the Hampton Hall Improvement Company proposes to erect these apartments. If and when this zone change is made, the Hampton Hall Improvement Company is ready to proceed with the erection of apartments numbering approximately 70 units. Goodness knows that on account of the shortage of apartments and homes in Pittsburgh, these apartments are welcome. The longer action is delayed on this ordinance the longer it will take to construct and finish these apartments. The owner has made all his arrangements to obtain the necessary finances to proceed.

Therefore, I urge my colleagues in Council not to delay action on this ordinance too long.

For the information of Council, I want to report that the owner proposes to invest a Million Dollars in this project. If the owner is held up too long, it might jeopardize his chances of securing the necessary funds. The response of the investment bankers to the builder depends, in a large measure, upon our action on this ordinance. We make a lot of promises what we are going to do to relieve this critical housing shortage, but every time a proposition comes before Council it is

stymied. If we don't take prompt and satisfactory action on proposals such as this zone change to permit the erection of apartment buildings, I am fearful that building investors will refrain from coming here to invest their money. I think these people should receive all the encouragement we can give them to invest their money in home construction.

I bitterly oppose laying this bill over week after week. How are we going to give our people better homes to live in if we don't encourage men financially able to build to go ahead with their program? We should face the facts as they are presented to us. If we delay action too long on this ordinance, it may be the means of preventing this building improvement company from proceeding with these apartments. All its plans hinge on what we do with this ordinance.

I hope that if this motion to lay over does prevail it will not be for a longer time than our next meeting.

As you know, I am interested in securing more homes for Pittsburgh; and for that reason I am anxious to see early action taken on this ordinance. I do not think the apartments proposed to be erected will be harmful to the residents on the other side of Pioneer avenue; those property owners who appeared in Council and objected to the passage of the ordinance.

Mr. Weir:

Mr. President:—From what I can ascertain, there is no great opposition in Council to this zone change, but there is strenuous objections by the property owners in the immediate neighborhood. These property owners are very much opposed to the change. It has not been determined to the satisfaction of these property owners and myself that this is the right thing to vote for. I purposely let this ordinance go to second reading, and my purpose is only to hold it over until the next meeting of Council in order to give the members of Council an opportunity to learn if the neighbors will be harmed as they think they will.

Mr. Leonard:

Mr. President:—Mr. Weir is probably right, and it is within his

prerogative to secure all the information he needs to intelligently vote on any measure that comes before Council for action. But what I am trying to point out is that we make certain promises and commitments. I don't want to get into a zoning argument today. If it were only a couple of days, that would be different. We know it will be a couple of weeks before it is taken up.

Let's consider for a moment the neighborhood in which these apartments are to be built. I grant you Pioneer avenue is a nice residential street, and there are nice homes facing thereon. On the other hand, let's take the undeveloped land. On this undeveloped land, the owner proposes to invest a Million Dollars in the construction of apartments.

Any time a zone change ordinance is submitted to Council, there is invariably opposition. My principal interest in the subject is to secure more homes for our people. Here is a man with the finances and materials prepared to proceed with the construction of these 70-family units. Aside from that, he will pay a large sum into the public treasury in the way of taxes. The plan developed by the owner is the only way these apartments can be built because of the terrain of the ground.

This is not a speculative proposition, it is an investment proposition. We know what the owner has already done for Pittsburgh in the way of building, and I think he should be encouraged rather than hindered.

If this owner is prevented from proceeding with the construction of these apartments as planned, the materials to be used in them will be diverted to the construction of homes outside the City.

Mr. Weir:

Mr. President:—I want to go on record as saying that I couldn't vote for this ordinance today for the reason that I haven't found out to my satisfaction where these buildings are going to front. I think they are going to front on a private road and the rear of them will be on Pioneer avenue, and should I vote in the affirmative for this ordinance, the portion of the building facing on Pioneer avenue will

have to have an appearance in keeping with the neighborhood.

Mr. Leonard:

Mr. President:—When will Council meet on this proposition?

The Chair:

Council will not meet until Monday, January 27, 1947.

Mr. Leonard:

Mr. President:—I understand a representative of the company is in the Council Chamber.

Mr. Weir:

Mr. President:—I don't care to have a representative of the development discuss the matter at this Council meeting. The proper method is to have people interested sit down with the rest of the Councilmen so that full details might come out at such a meeting regarding the appearance of the structure as it will appear from Pioneer avenue. I do not think it will make much difference if this ordinance is held up a week or ten days.

And the question recurring on the motion, "Shall the bill be laid over until the next meeting of Council?"

The motion prevailed.

(Mr. Leonard voting No).

Also

Bill No. 1571. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-W15, by changing from an 'A' Residence District to a Neighborhood Retail District, all that certain property bounded by Chartiers avenue; Centralia street, Creve way; Krupp street; Creve Way; Pickett way; the northerly line of property, now or late, of W. and M. Shubert; and, Middletown road."

Which was read. *

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that, where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

Mr. Leonard presented

No. 1854. Report of the Committee on Public Safety for January 7, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1646. An Ordinance entitled, "An Ordinance authorizing the Bureau of Building Inspection to issue to Joseph DeRoy and Sons a permit for the erection of a marquee on the building located at the southwest corner of Smithfield street and Fourth avenue, the width of said marquee being in excess of that permitted under Sub-section (6) of Section 13 of Ordinance No. 353, approved December 19, 1935."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard (for Mr. McArdle) presented

No. 1855. Report of the Committee on Lands, Buildings and Housing for January 7, 1947, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1824. Resolution authorizing and directing the Law Department to petition the Court for the sale to J. L. Garee and Josephine Garee, his wife, all that certain lot or piece of ground situate in the 27th Ward, being the southerly half of Lot No. 30 on Wapello street in the Lutten and Richter Plan, for the sum of \$250.00.

Which was read.

Also

Bill No. 1825. Resolution authorizing and directing the Law Department to petition the Court for the sale to Philomena Koellker all that certain lot or piece of ground situate in the 27th Ward, being Lot No. 1 on Davis avenue in the Riverview Park Plan, for the sum of \$900.00.

Which was read.

Also

Bill No. 1826. Resolution authorizing and directing the Law Department to petition the Court for the sale to Michael J. DiPerna and Angelina DiPerna, his wife, all those certain lots or pieces of ground situate in the 19th Ward, being Lots No. 15 and 16 on Hallock street in the Jane Birch Plan, for the sum of \$300.00.

Also

Bill No. 1827. Resolution authorizing and directing the Law Department to petition the Court for the sale to Edward Marx and Mary E. Marx, his wife, all those certain lots or pieces of ground situate in the 20th Ward, being Lots No. 10 and 11 on Haas street in the Charles Haas Plan, for the sum of \$400.00.

Which was read.

Also

Bill No. 1828. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings, for and on behalf of the City to execute and deliver a lease to Richard Vierthaler for storeroom 3-A in the North Side Market House, containing 172 square feet, at the corner of Federal street and South Diamond street, for a term of two years, commencing February 1, 1947, and ending January 31, 1949, for a total rental of \$1,440.00, payable in monthly installments of \$60.00 in advance during the term, the said storeroom to be used only for a retail jewelry store, the said lease to contain such other terms, conditions and covenants as shall in form be approved by the City Solicitor.

Which was read.

Also

Bill No. 1829. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings, for and on behalf of the City, to execute and deliver a lease to the Variety Nut Company for storeroom 3-B in the North Side Market House on Federal street, containing 266 square feet, for a term of two years, commencing February 1, 1947, and ending January 31, 1949, for a total rental of \$1,800.00, payable in monthly installments of \$75.00 in advance during the term, said storeroom to be used only for retail nut store and allied products, said lease to contain such other terms, conditions and covenants as shall be approved by the City Solicitor.

Which was read.

Mr. Leonard moved

A suspension of the rule to

allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Demmler:

Mr. President, The Bureau of Municipal Research of Philadelphia issues a weekly publication called "Citizens' Business." In the issue of January 7, 1947, they make comment on the bonded indebtedness of the City of Philadelphia and interest rate as follows:

"A full year's interest on the \$439,695,300 of City bonds now outstanding amounts to \$16,309,838.25, and the average rate of interest is 3.709-|-%. That is the average 'coupon rate.' The actual, or effective, interest rate is slightly lower, for a large proportion of the bonds were sold at premiums, while none were sold at less than par."

Keep in mind that these figures are for the City of Philadelphia, which is for city, county and school. I asked the Controller of Pittsburgh to give me a report as to the bonds outstanding, and he answered as follows:

"Replying to your recent inquiry, the average rate of interest as of January 1, 1946 on the City of Pittsburgh bonded indebtedness of \$50,220,700 is 2.5539%."

"The bonded indebtedness has been decreased during the year 1946 which will effect a reduction in this average interest rate. I will furnish you within the next weeks, a statement as of January 1, 1947, showing these reductions."

When I received this report I hoped also to have a report of the School's indebtedness so as to make a comparison with Philadelphia. Another interesting matter from the report:

"Philadelphia is placed in first-grade bond group. City sells bonds at 1.5959 per cent—lowest rate in city's history."

We are interested to note that Pittsburgh's bond interest rate was 98/100 of 1% net, and is the lowest of any city of its size.

The Chair presented

No. 1856.

Pittsburgh, Pa.,

January 13, 1947.

President and Members of City Council
Council Chamber

City-County Building

Gentlemen:

I, herewith, submit for your confirmation, the appointment of John J. Fiorucci, of 1228 Herron avenue, as Police Magistrate of the City of Pittsburgh.

The appointment is made to the vacancy created by the death of Magistrate P. J. Sullivan on December 31, 1946.

Very truly yours,

David L. Lawrence,

Mayor.

Which was read, received and filed.

Mr. Leonard presented

No. 1857. Resolved, That the appointment by the Mayor of John J. Fiorucci as Police Magistrate of the City of Pittsburgh be and the same is hereby approved and confirmed.

Which was read.

Mr. Leonard moved

The adoption of the resolution. Upon which motion the ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Duff

Gallagher

Leonard

Stewart

Weir,

Wolk

Kilgallen, (Pres't)

Noes: Mr. Demmler.

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Weir moved

That Council adjourn until Monday, January 27, 1947.

Which motion prevailed.

And

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, January 27, 1947.

No. 3.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, January 27, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Absent:—Mr. Gallagher.

PRESENTATIONS

Mr. Demmler presented

No. 1858. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement, on behalf of the City of Pittsburgh, for the cleaning of a City water main in North Lexington avenue, from Penn avenue to Jonathan street, and providing for the payment of the contract cost therefor.

Also

No. 1859. An Ordinance providing for a contract for a Pitometer Water Waste Survey of certain sections of the water distribution system of the City of Pittsburgh, and for the payment of the costs thereof.

Also

No. 1860. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Filtration Hose for the Bureau of Water, Department of Public Works, and for the payment thereof.

Which were severally read and referred to the Committee on Filtration and Water.

Also

No. 1861. Communication from W. R. Demmler, relative to widening of Eighth street, from Penn avenue to Liberty avenue, and the sale of property jointly owned by the three taxing bodies at the northwest corner of Liberty avenue and Eighth street.

Which was read and referred to the Committee on Lands, Buildings and Housing.

Mr. Duff presented

No. 1862. An Ordinance carrying over balances or portions thereof remaining in certain code accounts for the year 1946 to the same code accounts for the year 1947.

Also

No. 1863. An Ordinance authorizing the Mayor and the City Treasurer to enter into a contract with the Burroughs Adding Machine Company for servicing Burroughs Machines, and providing for the payment of the costs thereof.

Also

No. 1864. An Ordinance fixing the interest rate on Refunding Bonds of 1947, Series A, and levying an annual tax to pay the principal, interest and any tax levied on said bonds.

Also

No. 1865. Whereas, The Act of 1945, P. L. 821 provides for the admission of Mayview employees, formerly employed by the City, into the Allegheny County Retirement System upon the performance of certain conditions, and requires certain payments to the Retirement Fund by the City of Pittsburgh; and,

Whereas, The sum of \$14,577.00 has been appropriated for such payments; Now, Therefore, Be It

Resolved, That the City Controller be authorized and directed to pay to the Allegheny County Retirement System the amounts listed below for the pension accounts of the employees listed upon invoices signed by the Secretary of the Pension Fund of the City of Pittsburgh that such persons have qualified for enrollment in the Retirement Fund pursuant to the Act:

1. Mary G. Barnett	\$ 1,119.68
2. Mollie Meyer	947.67
3. Josephine Carey	462.35
4. Amelia Leone	563.42
5. Bertha Engel	595.16
6. Lloyd Kramer	578.58
7. Warren Brady	969.35
8. Genevieve Kronz	406.48
9. Elizabeth Coll	403.20
10. Marie E. Miller	525.65
11. Thomas F. Carey	955.15
12. Emma Korintus	44.40
13. Mary M. Hiltzer	193.75
14. Margaret G. Kuntz	270.70
15. Anna C. Schultz	153.00
16. Helen Tully	488.70
17. Beatrice M. Powers	418.32
18. Ethel A. Halloman	198.35
19. Alice E. Donough	312.55
20. Robert E. Kenahan	544.05
21. Lillian J. Johnson	297.55
22. Ruth I. Reitze	809.01
23. Nell M. Scanlon	453.29
24. Lydia R. Luciano	574.97
25. Robert J. Adair	850.59
26. Pauline M. Walsh	534.59
27. Rebecca Haddow	452.01
28. Nell V. Burke	453.53

Total.....\$14,576.05

Also

No. 1866. Resolution authorizing and directing the City Controller to accept \$2,984.25 in cash, a note of \$1,800.00 payable one year after date, with

interest thereon at the rate of 6% per annum, and a note of \$1,500.00 payable two years after date, with interest thereon at 6% per annum, in full settlement of the unsecured promissory note of E. Kent Kane, dated September 30, 1929, in the sum of \$11,540.73, on which there is an unpaid balance of \$9,549.79 with interest thereon at the rate of 6% from November 5, 1941, and thereupon the City Controller to deliver to E. Kent Kane his unsecured promissory note and said City Controller to be relieved from further accounting for said note.

Also

No. 1867. Resolution authorizing the issuing of a warrant in favor of Reuben Korn, 1429 Severn street, in the sum of \$248.97 in full settlement of his claim against the City for parked automobile in front of his home damaged August 8, 1946, by Bureau of City Refuse Truck, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 1868. Resolution authorizing and directing the City Solicitor to satisfy D. T. D. 9493 October Term, 1938, in the sum of \$35.53 against the Estate of E. M. O'Neill, being 1935 taxes erroneously assessed against property on Lilac street and Greenfield avenue, 15th Ward, which property had been deeded to the City on July 2, 1934, for street purposes, and charging the costs to the City.

Also

No. 1869. Resolution authorizing the issuing of a warrant in favor of John M. Reilly and Annie Reilly, his mother, in the sum of \$156.00 in full settlement of their claim against the City for front steps at 7207 Somerset street, demolished November 6, 1946, by Bureau of City Refuse truck, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 1870. Resolution authorizing the issuing of a warrant in favor of Genevieve Gurtner, widow, 148 Laughlin avenue, in the sum of \$220.00 in full settlement of her claim against the City for double frame garage on Northern way, rear of 148 Laughlin

avenue, damaged August 26, 1946, by Bureau of City Refuse truck, being \$195.00 for garage repairs, and \$25.00 for five months loss of rent at \$5.00 per month, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 1871. Resolution authorizing the Collector of Delinquent Taxes to exonerate balance of City taxes in the sum of \$10.96 for the year 1936 against property formerly owned by John T. Mahoney and presently owned by Mrs. Carmine Pescareta at No. 305 Sycamore street in the Nineteenth Ward, erroneously assessed.

Also

No. 1872. Communication from the City Treasurer submitting statement of collection of delinquent taxes for period January 1 to 15, 1947; also statement of the collection of the accounts of the City Solicitor.

Also

No. 1873. Communication from the City Controller advising that out of a cash balance of \$750,000.00 in the general fund as of December 31, 1946, \$400,000.00 is encumbered and can be transferred to 1947 to cover contracts for supplies, materials and equipment not delivered prior to December 31, 1946.

Also

No. 1874. Petition of Anne Roberts Duff offering to pay the City the Municipal Lien at No. 269 April Term, 1929, and the costs accrued thereon, excluding interest, in full settlement of said lien.

Which were severally read and referred to the Committee on Finance.

Also (by request)

No. 1875. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-O-E30, by changing from a "B" Residence (U-5) and First Area (A-1) District to a Commercial (U-3) and Third Area (A-3) District, all that certain property bounded by Brown's Hill road, Hazelwood avenue, Beechwood boulevard and Saline street.

Which was read and referred to the Committee on Public Works.

Mr. Stewart (for Mr. Gallagher) presented

No. 1876. An Ordinance authorizing the issuance of a warrant in favor of Allegheny Garbage Company, Inc., in the sum of \$3,284.52 in payment for services performed in the Department of Public Works during the period of January 1st to January 6th, 1947, inclusive, for the benefit of the City without previous authority of law.

Which was read and referred to the Committee on Finance.

Mr. Leonard presented

No. 1877. An Ordinance authorizing the issuance of a warrant in favor of Carl Basl, Patrolman, Bureau of Police, Department of Public Safety, in the sum of \$461.68, to partially defray his expenses while attending Northwestern University Traffic Institute.

Also

No. 1878. An Ordinance authorizing the issuance of a warrant in favor of Fred M. Link for \$1,447.10 for equipment furnished to the Bureau of Police, D.P.S., without previous authority of law.

Also

No. 1879. Resolution authorizing and empowering the Director of the Department of Public Safety to employ one typist on a temporary basis for three days a week for the remaining forty-seven weeks of the year 1947, the pay for said typist to be at a rate not to exceed 85 cents per hour, appropriating for this purpose the sum of \$850.00 from Code Account No. 1497, Adult Traffic Education, Bureau of Traffic Planning, Department of Public Safety, and authorizing the Mayor and the City Controller to sign warrants accordingly.

Which were severally read and referred to the Committee on Finance.

Also

No. 1880. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of visible cabinets and one stand for the Bureau of Police, Department of Public Safety, and for the payment thereof.

Also

No. 1881. An Ordinance providing for the letting of a contract for the furnishing and delivery of badges for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 1882. An Ordinance transferring \$11,000.00 from Code Account No.----- to Code Account No. 1364-1, Repairs and Installation of Heating Plants and Stokers.

Which was read and referred to the Committee on Finance.

Also

No. 1883. An Ordinance authorizing the assignment to the Allegheny County Institution District of the interest of the City of Pittsburgh in the buildings and grounds of Mayview State Hospital at Mayview, Pennsylvania.

Also

No. 1884. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings, on behalf of the City, to enter into contracts with South Pittsburgh Water Company and with the Municipal Authority of the Borough of West View for supplying water to veterans' temporary housing units in the City at the regular rates established therefor, charging same to Code Account 50-1.

Also

No. 1885. Resolution amending Resolution No. 161, approved July 10, 1946, by striking out the following and authorizing the return of the hand money to Murray Levine:

Acme Land Company, 808-810

Second avenue,

Murray Levine-----\$10,650.00

Also

No. 1886. Resolution authorizing and directing the Mayor to join in a deed with the Board of Public Education and the County of Allegheny, conveying all those certain lots or pieces of ground to W. D. George

and Thomas Fitzgerald, Trustees for the Pittsburgh Railways Company, situate in the 16th Ward, fronting 78 feet on Arlington avenue, for the sum of \$2,000.00.

Also

No. 1887. Resolution authorizing and directing the Law Department to petition the court for the sale to Melvin R. Hess and Dorothy H. Hess, his wife, all that certain lot or piece of ground situate in the 28th Ward, being Lot No. 491 on Steuben street in the West Pittsburgh Plan, for the sum of \$150.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Also

No. 1888. Resolution authorizing and directing the Law Department to petition the court for the sale to R. J. Omslaer Wrecking Company, Inc. all those certain lots or pieces of ground situate in the 27th Ward, being Lots Nos. 22, 23, 24, 26, two feet of 27, 41, 50, 51, 59, 61, 67, 68, 69, 70, 71, 77, 78 and 79 in the Brighton Manor Plan, for the sum of \$1,500.00, and authorizing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Also

No. 1889. Resolution authorizing and directing the Law Department to petition the court for the sale to George Starinchack all that certain lot or piece of ground situate in the 20th Ward, being Lot No. 51 on Hillsboro street in the Sheraden Plan No. 2 for the sum of \$250.00, and authorizing the proper officers of the City, upon confirmation by the court, to satisfy of record all tax and municipal claims against the property.

Also

No. 1890. Resolved, That Resolution No. 128, approved May 29, 1946, be supplemented by adding the following:

And, be it further

Resolved, That the sale of the aforesaid real estate to Edward J. Conto

for the sum of \$1,800 shall be subject to two mortgages of record, one recorded in Mortgage Book Volume 588, Page 571, in the sum of \$6,500.00, given by Gilbert M. Black to Susan E. Robinson, and one recorded in Mortgage Book Volume 1390, Page 462, in the sum of \$1,500.00, given by Bessie Markowsky and Ruben Markowsky, her husband, to Susan E. Robinson, both mortgages being assigned to A. W. Murphy.

Also

No. 1891. Communication from the Department of Lands and Buildings advising that the Board of Public Education and the County of Allegheny join with the City in the sale of property at 933 Penn avenue to the Island Realty Company for \$62,500.00 and the sale of property on Arlington avenue to the Pittsburgh Railways Company for \$2,000.00; and rescinding the sale of property at 810-812 Second avenue to Murray Levin for the sum of \$10,650.00.

Also

No. 1892. Communication from the Department of Lands and Buildings advising that the Board of Public Education and the County of Allegheny join with the City in ordering jointly-owned properties of Rebecca Krongold, 1534 Center avenue, et al., to be re-advertised; recommending the sale of the Continental Security Corporation property, 220 Fourth avenue to Rose M. Cauley, and the sale of the Hein Company property at 41 Isabella street laid on the table.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 1893. An Ordinance amending portions of Section 27, Tuberculosis Hospital, and Section 28, Municipal Hospital, Department of Public Health, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946, by increasing salaries, eliminating classification of nurses by years of employment, add-

ing certain classifications and providing for certain classifications as needed instead of by number, by virtue of certificate of emergency executed by the Deputy Mayor and Controller of the City of Pittsburgh the ----- day of January, 1947.

Also

No. 1894. An Ordinance transferring the sum of \$1,000.00 from Code Account 1257 and \$500.00 from Code Account 1249 to Code Account 1259, Department of Public Health.

Which were read and referred to the Committee on Finance.

Also

No. 1895. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of dry goods for the Tuberculosis Hospital, Department of Public Health, and for the payment thereof.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 1896. An Ordinance authorizing the issuance of warrants in favor of Wilson and Company in the sum of \$59.20, John Sexton and Company in the sum of \$35.40, Mead Johnson and Company in the sum of \$208.05, Presbyterian Hospital in the sum of \$48.00, McKesson and Robbins, Inc., in the sum of \$150.00, Fort Pitt Hardware Company in the sum of \$9.00 and Parke, Davis and Company in the sum of \$17.40 for supplies, materials and repairs furnished to the Tuberculosis Hospital, Department of Public Health, without previous authority of law.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 1897. An Ordinance granting unto Gimbel Brothers, Inc., of Pittsburgh, their successors or assigns, the right to construct, maintain and use footer projections for the new two-story frame and steel warehouse at No. 63 South 24th street, 16th Ward, City of Pittsburgh, Pa.

Which was read and referred to the Committee on Public, Service and Surveys.

The Chair presented

No. 1898. An Ordinance amending portions of Section 2 of Ordinance No. 500, entitled, "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1947," approved December 28, 1946.

Also

No. 1899. An Ordinance providing for a contract or contracts for the reconstruction, improvement and alteration of the building at 1020 Bedford avenue to be used as a City Stable, and for the payment of the costs thereof.

Also

No. 1900. An Ordinance repealing Ordinance No. 140, entitled, "An Ordinance regulating the manner of letting contracts for public job printing, binding and newspaper advertising, and prescribing the manner of paying the same," approved January 31, 1884.

Also

No. 1901. Communication from Ira Hurwick, Esq., requesting exoneration of interest and penalties on sewer lien on property of Louis Napoleon, Lot No. 48, National street, 10th Ward.

Also

No. 1902. Communication from Louis Little, Esq., requesting exoneration of taxes for the year 1947 on property of Hill City Youth Municipality, 2040-42 Bedford avenue.

Also

No. 1903. Communication from Israel Marcus, 55 Roberts street offering \$75.00 in settlement of metered water charges.

Also

No. 1904. Communication from A. Morris Ginsburg, Esq., relative to compromise offer on delinquent water bills on property of Mae Ida Downs, 1610 Clark street.

Also

No. 1905. Communication from A. Morris Ginsburg, Esq., relative to

compromise offer of settlement of water charges on property of Charles Pollard, 1602-04-06 Clark street.

Also

No. 1906. Communication from Hunter P. Wharton, Secretary, Pittsburgh Building and Construction Trades Council, submitting proposed amendment to Act of March 7, 1901, to offset the "Scranton Decision."

Also

No. 1907. Communication from Sergeant Alex Born requesting permission for five man Pistol Team of the Bureau of Police to represent the City in Pistol Match to be held at Tampa, Florida, March 6 to 9, 1947.

Also

No. 1908. Communication from Paul F. Jones, Esq., requesting tax exoneration for Hill City, 2038 Bedford avenue, for the year 1946.

Also

No. 1909. Communication from Matt Gorman, Secretary-Treasurer, International Association of Bridge, Structural and Ornamental Iron Workers, Local Union No. 3, advising of increase in wages from \$2.00 per hour to \$2.25 per hour, effective June 1, 1947.

Which were severally read and referred to the Committee on Finance.

Also

No. 1910. Communication from Theola B. Rowell requesting improvement of lower Leaside drive and repair of steps leading from Oakleaf and Leaside drives to Pittsburgh Railways Company car line.

Also

No. 1911. Petition of residents and taxpayers of the 32nd Ward requesting improvement of Hallowell and Moredale streets, 32nd Ward.

Also

No. 1912. Communication from William E. Bean, 3488 Beechwood boulevard, requesting that Arrius way (private way), 15th Ward, be resurfaced.

Also

No. 1913. Petition requesting

improvement of Kilmer street, 13th Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1914. Communication from Harvey S. Kappler, Secretary, City View and Vicinity Board of Trade, extending invitation to attend meeting to be held Thursday, January 30, 1947, in auditorium of American Legion Post No. 81, Perrysville avenue and Legion street, relative to bus service from their community to downtown.

Also

No. 1915. Communication from Frank Roche, Building Chairman, Riverview Post No. 681, requesting the vacation of Moale street, between Termon avenue Extension and Verner avenue.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 1916. Communication from Jas. H. Matthews & Company requesting installation of safety push button in front of 1315 West Liberty avenue.

Which was read and referred to the Committee on Public Safety.

Also

No. 1917. Communication from the City Controller advising that in the proposal for the purchase of the 1947 Refunding Bonds the remaining Councilmanic debt incurring margin as of January 2, 1947, is \$2,743,762.42.

Also

No. 1918. Communication from Mrs. Mary Brown complaining of condition of property adjoining hers at 5830 Center avenue, and also complaining of excessive water taxes against her property.

Which were read, received and filed.

Also

No. 1919.

MAYOR'S OFFICE

Pittsburgh, Pa., January 24, 1947.

James W. Patterson, City Clerk,
City of Pittsburgh.

Dear Mr. Patterson:

I have appointed James P. Kirk, City Treasurer, to serve as Deputy Mayor during my absence from the City.

The amount fixed by resolution of Council for bonds to be filed by Deputy Mayors is \$25,000. Mr. Kirk will submit his bond for Council's approval.

Sincerely,

David L. Lawrence,
Mayor.

Which was read, received and filed.

Also

No. 1920. Bond of the Continental Casualty Company in the sum of \$25,000.00 on behalf of James P. Kirk, Deputy Mayor of the City of Pittsburgh.

Which was read.

Mr. Duff moved

That the Bond be approved.

Which motion prevailed.

UNFINISHED BUSINESS

The Chair took up

Bill No. 1507. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-S10-O, by changing from a Thirty-five Foot District to a Forty-five Foot District, all that certain property bounded by Pioneer avenue; the southerly line of property, now or late of the South Hills General Hospital; the lines of the southwesterly boundary of the Boggs Place Plan of Lots as amended; the easterly and southerly lines of property, now or late of the Hampton Improvement Company; the southerly line of 'Pioneer Village' extended and said line; the easterly lines of lots fronting on the easterly sides of Pioneer avenue and Southcrest drive; the southwesterly line of lot numbered 8 in 'Pioneer Village'; and, Southcrest drive."

In Council, January 13, 1947, bill read, rule suspended, read a second time, and laid on the table until the next meeting of Council.

Which was read.

Mr. Weir moved

That the bill be recommitted to the Committee on Public Works.

Which motion prevailed.

(Mr. Leonard voting No).

REPORTS OF COMMITTEES

Mr. Duff presented

No. 1921. Report of the Committee on Finance for January 14, 1947. transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1839. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Graybar Electric Company for \$25.92 in payment for material furnished for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 1848. An Ordinance entitled, "An Ordinance authorizing the issuing of a warrant in favor of the Department of State, Commonwealth of Pennsylvania, in the sum of \$30.00, for filing of certificate for the Urban Redevelopment Authority of Pittsburgh."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Duff,

Leonard

McArdle

Stewart

Weir

Wolk

Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 1713. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of F. E. Deer in the sum of \$151.90, for services furnished the Department of Lands and Buildings for the benefit of the City without previous authority of law."

In Finance Committee, January 14, 1947, bill read and amended in Section 1 and in the title by inserting after the words "for services" the words, "and materials," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Duff

Leonard

McArdle

Stewart

Weir

Wolk

Kilgallen (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 1841. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one Auto Truck for the Department of Lands and Buildings, and for the payment thereof."

In Finance Committee, January 14, 1947, bill read and amended in Section 1 by inserting before the words "Auto Truck" the word, "1½ ton"; by striking out the amount, "\$2,500.00" and by inserting in lieu thereof the amount, "\$2,700.00," and at the end thereof by striking out the words, "Code Account No." and by inserting in lieu thereof the words, "Bond Fund No. 171, Motorized Equipment Bonds 1946, Series 'A'", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Stewart (for Mr. Gallagher) presented

No. 1922. Report of the Committee on Public Works for January 14, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1837. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement with the County of Allegheny for the widening, construction and reconstruction of Becks Run Road as a highway in the City of Pittsburgh extending from East Carson street (State Highway Road 736) to north side of Agnew avenue as now established in the City of Pittsburgh; providing for establishing the line and grade of the present portion of Becks Run Road known as Bajo street and for ordaining portion of the same as a City street; and providing for the payment by the City of Pittsburgh of certain expenses and the assumption of certain obligations in connection therewith."

Which was read.

Also

Bill No. 1838. An Ordinance entitled, "An Ordinance accepting the dedication of Wenzell place and Espey avenue and property for the widening of Wenzell avenue as shown on the plan of 'Wenzell Court' in the 19th Ward of the City of Pittsburgh, laid out by Frank M. Corace, for public highway purposes and opening the same and naming 'Wenzell Place' and 'Espey Avenue'."

Which was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Wolk presented

No. 1923. Report of the Committee on Public Service and Surveys for January 14, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1587. An Ordinance entitled, "An Ordinance vacating Jabok way from a point 405 feet east of Galveston avenue to the easterly terminus."

Which was read.

Also

Bill No. 1805. An Ordinance entitled, "An Ordinance vacating Roma way in the 15th Ward of the City of Pittsburgh from Tecumseh street to Path way."

Which was read.

Also

Bill No. 1846. An Ordinance entitled, "An Ordinance establishing the grade of Fitch way from Pioneer avenue to a point 250.90 feet eastwardly therefrom."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. McArdle presented

No. 1924. Report of the Committee on Lands, Buildings and Housing for January 14, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1842. Resolution authorizing and directing the Law Department to petition Common Pleas Court for the sale to Thomas H. Roney, M. D., of part of Lots Nos. 314, 315 and 316 on Warrington avenue in the Grandview Plan, for the sum of \$2,000.00.

Which was read.

Also

Bill No. 1843. Resolution authorizing and directing the Law Department to petition the Court for the sale to Cyril F. Pruszko and Bertha C. Pruszko, his wife, of all those certain lots or pieces of ground situate in the 28th Ward, being Lots Nos. 9, 10 and 11 on Summerdale street in A. O. Buettner Plan, for the sum of \$100.00.

Which was read.

Also

Bill No. 1844. Resolution authorizing and directing the Law Department to petition the Court for the sale to Pittsburgh Harvey Corporation all those certain lots or pieces of ground situate in the 20th Ward, being Lots Nos. 1 to 10, inclusive, on New York avenue, in the West End Place Plan, for the sum of \$300.00.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk.
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Demmler moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Duff on January 14, 1947.

Mr. Gallagher on January 27, 1947.

Mr. McArdle on January 6 and 13, 1947.

Which motion prevailed.

Mr. Demmler

Mr. President: In the Minutes of Council for Monday, January 13, 1947, there appears my statement regarding the bonded indebtedness of Philadelphia and of Pittsburgh. Since that time I have received a further letter from the Controller of the City of Pittsburgh, Edward R. Frey, which reads:

"Supplementing my letter of January 11, 1947, the average rate of interest as of January 1, 1947, on the City of Pittsburgh Bond indebtedness of \$47,638,700 is 2.4375%."

In my remarks of January 13th I stated that the bonded indebtedness reported for the City of Philadelphia was for city, county and school. However, I find that the bonded indebtedness for the Board of Public Education of Philadelphia was not included,

and the net bonded debt for the Board as of September 30, 1946, was \$33,-122,161.57. The net bonded indebtedness for the Pittsburgh Board of Public Education as of December 31, 1946, was \$14,165,265.55.

The City of Philadelphia is reported as having a city and school real estate tax amounting to \$28.75 per thousand of assessed valuation. This figure is correct for the real estate tax, but in addition to the same, Philadelphia has a personal property tax and eleven other city taxes which have been added during the past ten years. Some of these taxes are: amusement tax, documentary stamp tax, parking lot tax, bill board and outdoor sign tax; wage or payroll tax, coin operated machine tax, bowling alley tax, and auctioneer tax. I sincerely hope that Pittsburgh will not burden its citizens with these nuisance taxes.

At the National Conference on Government held in Philadelphia November 11th-13th, there was a talk given by Mr. Luther Gulick, President, Institute of Public Administration, New York City, entitled, "The Shame of the Cities—1946." This was a most interesting talk, and the following taken from the article printed in the "American City" reporting this talk in the issue of December, 1946, is of interest:

"A Call to Action—In the opinion of the author of this article, the shame of the cities in 1946 is found in three things: first, lazy citizenship with low standards; second, lack of city pride; and third, failure to look ahead and make great plans for the future.

"Our shame is urban mediocrity without revolt; filth, slums, decay, and traffic snarls without action; private preoccupation and lazy contentment, without compelling civic loyalties or great civic dreams.

"Why?" asks Dr. Gulick, 'do we fail to make the modern city a center of pride to mankind, and a source of inspired and ennobled living?'"

And upon motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, February 3, 1947.

No. 4.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, February 3, 1947.

Council met.

Present:—Messrs.

Demmler

Weir

Leonard

Wolk

McArdle

Kilgallen, (Pres't)

Stewart

Absent:—Messrs.

Duff

Gallagher

PRESENTATIONS

Mr. Demmler presented

No. 1925. Resolution endorsing the application of the Montour Motor Coach Company for a certificate of public convenience and joining in the application requesting the Public Utility Commission to favorably consider the need for this bus service, and forwarding a copy of the said resolution to the Pennsylvania Public Utility Commission.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Demmler (for Mr. Duff)
presented

No. 1926. An Ordinance transferring the sum of \$207,000.00 to the special account for Liquid Fuel Tax from-----

Also

No. 1927. An Ordinance providing for the letting of a contract for the furnishing and delivery of 1 duplicating machine for the Office of the Mayor, and for the payment thereof.

Also

No. 1928. Resolution authorizing and directing the City Solicitor to mark the record of the lien filed at D. T. D. 3041 July, 1944, "Satisfied," without payment, and charging the record costs to the City.

Also

No. 1929. Resolution authorizing and directing the City Solicitor, upon the payment in full of all accrued water rents and record costs within sixty days after the passage of this resolution, to mark the property tax liens filed in the name of John H. West and Robert J. Tyson against property of the Pleasant Grove Baptist Church, for the years 1928 to 1942, inclusive, "Satisfied, without payment," the said property having been continuously used as a place of public worship prior to 1928 and up to the present time, the said property was and being exempt from taxation and so exempting so long as such use continues.

Which were severally read and referred to the Committee on Finance.

Mr. Stewart (for Mr. Gallagher)
presented

No. 1930. An Ordinance transferring the aggregate sum of \$89,600.00

from Code Account Nos. 1650-1, 1650-3 and 1655-2 to Code Account Nos. 1620, 1643, 1644, 1650-2, 1652, 1653, 1654, 1654-1 and 1655-1 in the Bureau of Highways and Sewers, Department of Public Works.

Also

No. 1931. An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,140.79 in payment for street lighting service furnished during the month of December, 1946, for the benefit of the City without previous authority of law.

Also

No. 1932. An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$59,953.45 in payment for street lighting service furnished during the month of January, 1947, for the benefit of the City without previous authority of law.

Also

No. 1933. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 1—4-wheel trailer, 3 bituminous aggregate spreaders and 2 portable gasoline hammers for the Bureau of Highways and Sewers, Department of Public Works, and for the payment thereof.

Also

No. 1934. Resolution directing the proper officers of the City to exonerate the City taxes for the year 1947 assessed against tract of land owned by Oswin Roth consisting of 7 acres in the 32nd Ward, fronting on Whited street and Milan avenue, said land having been used for some years as a playground and now being so used and occupied by the City.

Which were severally read and referred to the Committee on Finance.

Mr. Leonard presented

No. 1935. An Ordinance directing the Chief of the Bureau of Fire to work out a schedule enabling each employee of the Bureau of Fire to have thirty-six hours of rest in every calendar week, and providing for certain exceptions.

Which was read and referred to the Committee on Finance.

Also

No. 1936. An Ordinance providing for the letting of a contract for the furnishing and delivery of one 5-passenger automobile for the Municipal Garage, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 1937. An Ordinance authorizing the issuance of warrants in favor of the Westinghouse Electric Supply Company in the sum of \$530.10, et al. for fluorescent fixtures, automobile parts, batteries and blue printing for the Department of Lands and Buildings, Department of Public Safety, Department of Public Works, and the Department of City Planning, without previous authority of law.

Also

No. 1938. Communication from the Department of Public Works advising of extra work on contract with the Allegheny Asphalt and Paving Company for sewer connections to houses for war veterans in the sum of \$196.35.

Which were read and referred to the Committee on Finance.

Also

No. 1939. Resolution authorizing and directing the Mayor to execute and deliver a deed conveying to George E. Tarr and Alice G. Tarr, his wife, for the sum of \$200.00, all the right, title and interest of the City in and to a portion of Lot No. 12 and Lots Nos. 13, 14 and 15 on Myler street, 25th Ward, relieving the City of all claims for damages and responsibility due to the encroachment of the City playground upon the property or any further encroachment that may result from the weathering of any cut.

Also

No. 1940. Resolution authorizing and directing the Law Department to petition the court for the sale to Michael S. Behun all those certain lots or pieces of ground situate in the

16th Ward, being Lots Nos. 90 and 91 on Salisbury street for the sum of \$300.00, authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property, repealing Resolution No. 159, approved July 10, 1946, authorizing the sale of aforesaid lots and authorizing and directing the Law Department to petition the court for the repeal of the Decree and Order of Court, No. 1511 January Term, 1947, which also approved said sale.

Also

No. 1941. Resolution amending Resolution No. 230, approved September 24, 1946, by striking out the words "28th Ward" and inserting in lieu thereof the words "20th Ward," which authorized the sale of Lot No. 79 on Middletown road to George Guido Mandoli and his wife, for the sum of \$2200.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 1942. An Ordinance transferring the sum of \$23,925.00 from Code Account No. 1011, Unallocated Funds, to Code Account Nos. 1228-A-1, Salaries, Regular Employees, Tuberculosis Hospital, and to 1235-A-1, Salaries, Regular Employees, Municipal Hospital, Department of Public Health.

Which was read and referred to the Committee on Finance.

Also

No. 1943. An Ordinance providing for the letting of a contract for the furnishing and delivery of 1 refrigerator complete with compressor for the Bureau of Infectious Diseases, Department of Public Health, and for the payment thereof.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Weir presented

No. 1944. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement with Harry Serene for the maintenance of a public riding school in Schenley Park, and prescribing the terms thereof.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

The Chair presented

No. 1945. Communication from Paul R. Butler, Esq., on behalf of John and Catherine Sobolewski, requesting City Council to pass Resolution waiving all damages arising out of encroachment of building situate at Penn avenue and South Evaline street.

Also

No. 1946. Communication from Chateau Post No. 258, Veterans of Foreign Wars, recommending that war veterans be given consideration for employment in public services.

Also

No. 1947. Communication from Hymen Schlesinger, Esq., on behalf of Miro Development Corporation, agreeing to indemnify and reimburse the City in the amount of \$1,500.00 for any damages which will result in condemnation of part of land of Stanton Heights Land Company.

Also

No. 1948. Communication from the Board of Commissioners of Allegheny County advising of payment of its share of cost, in the amount of \$1,668.16 to correct drainage facilities at Desdemona avenue, Imogene road and Steelview avenue.

Which were severally read and referred to the Committee on Finance.

Also

No. 1949. Communication from Charles R. Perkins, President, Broadhead Fairywood Civic Group, calling attention to the unsatisfactory condition of Broadhead Fording road; also the acquisition of land to be used as a Community Center.

Which was read and referred to the Committee on Public Works.

Also

No. 1950. Communication from Meyer C. Perilman, Esq., on behalf of the Homestead Provision and Packing Company, requesting the vacation of Schmeltz street, 31st Ward.

Which was read and referred to the

Committee on Public Service and Surveys.

Also

No. 1951. Communication from the Service Welfare Association of the 27th Ward asking approval of war memorial to be erected in Legion Park, 27th Ward.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

REPORTS OF COMMITTEES

Mr. Demmler (for Mr. Duff) presented

No. 1952. Report of the Committee on Finance for January 28, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1862. An Ordinance entitled, "An Ordinance carrying over balances or portions thereof remaining in certain code accounts for the year 1946 to the same code accounts for the year 1947."

Which was read.

Also

Bill No. 1863. An Ordinance entitled, "An Ordinance authorizing the Mayor and the City Treasurer to enter into a contract with the Burroughs Adding Machine Company for servicing Burroughs Machines, and providing for the payment of the cost thereof."

Which was read.

Also

Bill No. 1894. An Ordinance entitled, "An Ordinance transferring the sum of \$1,000.00 from Code Account No. 1257 and \$500.00 from Code Account No. 1249 to Code Account No. 1259, Department of Public Health."

Which was read.

Also

Bill No. 1898. An Ordinance entitled, "An Ordinance amending portions of Section 2 of Ordinance No. 500 entitled, 'An Ordinance making appropriations to pay the expenses of conducting the public business of the

City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1947,' approved December 28, 1946."

Which was read.

Also

Bill No. 1899. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the reconstruction, improvement and alteration of the building at 1020 Bedford avenue to be used as a City stable, and for the payment of the costs thereof."

Which was read.

Also

Bill No. 1900. An Ordinance entitled, "An Ordinance repealing Ordinance No. 140 entitled, 'An Ordinance regulating the manner of letting contracts for public job printing, binding and newspaper advertising, and prescribing the manner of paying the same,' approved January 1, 1884."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Prest.)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1864. An Ordinance entitled, "An Ordinance fixing the interest rate on Refunding Bonds of 1947.

Series A, and levying an annual tax to pay the principal, interest and any tax levied on said bonds."

In Finance Committee, January 28, 1947, bill read and amended in Section 1 by inserting in blank space the figure "1½%:" in Section 2 by inserting under the titles, "Interest Rate" and "Tax Levy" the proper figures, and making the second Whereas clause read as follows:

"Whereas, Under the terms of said Ordinance and the Acts of Assembly authorizing the same, the said bonds were advertised and were sold to Glore Forgan and Company, New York City, at an interest rate of 1½% per annum, plus a premium of Four Thousand Eighty-eight Dollars (\$4,088.00); Now, therefore," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1882. An Ordinance entitled, "An Ordinance transferring \$11,000.00 from Code Account No. -----, to Code Account No. 1364-1, Repairs and Installation of Heating Plants and Stokers."

In Finance Committee, January 28, 1947, bill read and amended in Section 1 and in the title by inserting in blank space the words, "42, Contingent Fund," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1893. An Ordinance entitled, "An Ordinance amending portions of Section 27, Tuberculosis Hospital, and Section 28, Municipal Hospital, Department of Public Health, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers

and employees of all departments of the City of Pittsburgh and the rate of compensation thereof, approved December 28, 1946, by increasing salaries, eliminating classification of nurses by years of employment, adding certain classifications and providing for certain classifications as needed instead of by number, by virtue of certificate of emergency executed by the Deputy Mayor and Controller of the City of Pittsburgh the-----day of January, 1947."

In Finance Committee, January 28, 1947, bill read and amended in Section 1 by inserting as shown in red, and in the title by inserting in blank space the figure, "28th," and as amended ordered returned to Council with an affirmative recommendation subject to filing of emergency certificate by the Mayor and the City Controller.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler also presented
No. 1953.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, as construed by the Supreme Court of Pennsylvania in the case of Cummings et al. v. City of Scranton, 348 Pa. 538, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same, and

Whereas, The Director of the Department of Public Health in a letter dated January 27, 1947, states that he is unable to employ a sufficient number of nurses to staff properly the Tuberculosis and Municipal Hospitals at the rates set forth in the Salary Ordinance for the year 1947, and

Whereas, To obtain the nurses re-

quired for these hospitals it is necessary to adjust these salaries,

Now, Therefore, This 28th day of January, 1947, we, James P. Kirk Deputy Mayor of the City of Pittsburgh Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the increasing of the salaries and changing and adding to the classifications of the nursing personnel at the Tuberculosis and Municipal Hospitals

James P. Kirk,
Deputy Mayor.
Edward R. Frey,
City Controller.

Which was read, received and filed.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 1876. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Allegheny Garbage Company, Inc., in the sum of \$3,284.52 in payment for services performed in the Department of Public Works, during the period of January 1st to January 6, 1947, inclusive, for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 1877. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Carl Basl, Patrolman, Bureau of Police, Department of Public Safety, in the sum of \$461.68, to partially defray his expenses while attending Northwestern University Traffic Institute."

Which was read.

Also

Bill No. 1896. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Wilson and Company in the sum of \$59.20, John Sexton and Company in the sum of \$35.40, Mead Johnson and Company in the sum of \$208.05, Presbyterian Hospital in the sum of \$48.00, McKesson and Robbins, Inc., in the sum of \$150.00, Fort Pitt Hardware Company in the sum of \$9.00, and Parke, Davis and Company in the sum of \$17.40, for supplies, materials and repairs furnished to the Tuberculosis Hospital, Department of Public Health, without previous authority of law."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't).
Stewart	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 1866. Resolution au-

thorizing and directing the City Controller to accept \$2,984.25 in cash, a note of \$1,800.00 payable one year after date, with interest thereon at the rate of 6% per annum, and a note of \$1,500.00 payable two years after date, with interest thereon at 6% per annum, in full settlement of the unsecured promissory note of E. Kent Kane, dated September 30, 1929, in the sum of \$11,540.73, on which there is an unpaid balance of \$9,549.79 with interest thereon at the rate of 6% from November 5, 1941, and thereupon the City Controller to deliver to E. Kent Kane his unsecured promissory note and said City Controller to be relieved from further accounting for said note.

Which was read.

Also

Bill No. 1868. Resolution authorizing and directing the City Solicitor to satisfy D. T. D. 9493 October Term, 1938 in the sum of \$35.53 against the Estate of E. M. O'Neill, being 1935 taxes erroneously assessed against property on Lilac street and Greenfield avenue, 15th Ward, which property had been deeded to the City on July 2, 1934, for street purposes, and charging the costs to the City.

Which was read.

Also

Bill No. 1871. Resolution authorizing the Collector of Delinquent Taxes to exonerate balance of City taxes in the sum of \$10.96 for the year 1936 against property formerly owned by John T. Mahoney and presently owned by Mrs. Carmine Pascareta at No. 305 Sycamore street in the Nineteenth ward, erroneously assessed.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 1865. Whereas, The Act of 1945, P. L. 821 provides for the admission of Mayview employees, formerly employed by the City, into the Allegheny County Retirement System upon the performance of certain conditions, and requires certain payments to the Retirement Fund by the City of Pittsburgh; and,

Whereas, The sum of \$14,577.00 has been appropriated for such payments; Now, Therefore, Be It

Resolved, That the City Controller be authorized and directed to pay to the Allegheny County Retirement System the amounts listed below for the pension accounts of the employees listed upon invoices signed by the Secretary of the Pension Fund of the City of Pittsburgh that such persons have qualified for enrollment in the Retirement Fund pursuant to the Act:

1. Mary G. Barnett	\$ 1,119.68
2. Mollie Meyer	947.67
3. Josephine Carey	462.35
4. Amelia Leone	563.42
5. Bertha Engel	595.16
6. Lloyd Kramer	578.58
7. Warren Brady	969.35
8. Genevieve Kronz	406.48
9. Elizabeth Coll	403.20
10. Marie E. Miller	525.65
11. Thomas F. Carey	955.15
12. Emma Korintus	44.40
13. Mary M. Hiltzer	193.75
14. Margaret G. Kuntz	270.70
15. Anna C. Schultz	153.00
16. Helen Tully	488.70
17. Beatrice M. Powers	418.32
18. Ethel A. Halloman	198.35
19. Alice E. Donough	312.55
20. Robert E. Kenehan	544.05
21. Lillian J. Johnson	297.55
22. Ruth I. Reitze	809.01
23. Nell M. Scanlon	453.29
24. Lydia R. Luciano	574.97
25. Robert J. Adair	850.59

26. Pauline M. Walsh	534.59
27. Rebecca Haddow	452.01
28. Nell V. Burke	453.53

Total.....\$14,576.05

Which was read.

Mr. Demmler moved

That the resolution be recommended to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 1879. Resolution authorizing and empowering the Director of the Department of Public Safety to employ one Typist on a temporary basis for three days a week for the remaining forty-seven weeks of the year 1947, the pay for said typist to be at a rate not to exceed 85 cents per hour, appropriating for this purpose the sum of \$850.00 from Code Account No. 1497, Adult Traffic Education, Bureau of Traffic Planning Department of Public Safety, and authorizing the Mayor and the City Controller to sign warrants accordingly.

Which was read.

Mr. Demmler moved

That the resolution be laid on the table.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1867. Resolution authorizing the issuing of a warrant in favor of Reuben Korn in the sum of \$248.97 in full settlement of his claim against the City for damage to his automobile by Bureau of City Refuse truck, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 1869. Resolution authorizing the issuing of a warrant in favor of John M. Reilly and Annie Reilly, his mother, in the sum of \$156.00, in full settlement of their claim against the City for front steps at 7207 Somerset street, demolished by Bureau of City Refuse truck, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 1870. Resolution authorizing the issuing of a warrant in favor of Genevieve Gurtner, widow, in the sum of \$220.00 in full settlement of her claim against the City for double frame garage on Northern way, damaged by Bureau of City Refuse truck, being \$195.00 for garage repairs and \$25.00 for five months' loss of rent at \$5.00 per month, and charging same to Code Account No. 42, Contingent Fund.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Stewart (for Mr. Gallagher) presented

No. 1954. Report of the Committee on Public Works for January 28, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1796. An Ordinance entitled, "An Ordinance authorizing and directing the Grading and Paving of Triangle way from Sunrise avenue to Square way, and other work incidental thereto including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle,	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Wolk presented

No. 1955. Report of the Committee on Public Service and Surveys for January 28, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1897. An Ordinance entitled, "An Ordinance granting unto Gimbel Brothers, Inc., of Pittsburgh, their successors or assigns, the right to construct, maintain and use footer projections for the new two story frame Warehouse at No. 63 South 24th street, 16th Ward, City of Pittsburgh, Pa."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 1956. Report of the Committee on Filtration and Water for January 28, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also

Bill No. 1858. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement on behalf of the City of Pittsburgh for the cleaning of a City water main in North Lexington avenue from Penn avenue to Jonathan street, and providing for the payment of the contract cost therefor."

Which was read.

Also

Bill No. 1859. An Ordinance entitled, "An Ordinance providing for a contract for a Pitometer Water Waste Survey of certain sections of the water distribution system of the City of Pittsburgh, and for the payment of the costs thereof."

Which was read.

Also

Bill No. 1860. An Ordinance entitled, "An Ordinance providing for the lettering of a contract or contracts for the furnishing and delivery of Filtration Hose for the Bureau of Water, Department of Public Works, and for the payment thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Leonard presented

No. 1957. Report of the Committee on Public Safety for January 28, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1880. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of visible cabinets and one stand for the Bureau of Police, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 1881. An Ordinance entitled, "An Ordinance providing for the furnishing and delivery of badges for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Stewart presented

No. 1958. Report of the Committee on Health and Sanitation for January 28, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1895. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Dry Goods for the Tuberculosis Hospital, Department of Public Health, and for the payment thereof."

Which was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
---------	------

Leonard
McArdle
Stewart

Wolk
Kilgallen, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being the affirmative, the bill passed finally.

Mr. McArdle presented

No. 1959. Report of the Committee on Lands, Buildings and Housing for January 28, 1947, transmitting an ordinance and several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1883. An Ordinance entitled, "An Ordinance authorizing the assignment to the Allegheny County Institution District of the interest of the City of Pittsburgh in the buildings and grounds of Mayview State Hospital at Mayview, Pennsylvania."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1884. Resolution authorizing and directing the Mayor and the Director of the Department of

Lands and Buildings, on behalf of the City, to enter into contracts with South Pittsburgh Water Company and with the Municipal Authority of the Borough of West View for supplying water to veterans' temporary housing units in the City at the regular rates established therefor, and charging same to Code Account 50-1.

Which was read.

Also

Bill No. 1885. Resolution amending Resolution No. 161, approved July 10, 1946, by striking out the following and authorizing the return of the hand money to Murray Levine: Acme Land Company, 808-810

Second Ave., Murray Levine \$10,650.00

Which was read.

Also

Bill No. 1886. Resolution authorizing and directing the Mayor to join in a deed with the Board of Public Education and the County of Allegheny, conveying all those certain lots or pieces of ground to W. D. George and Thomas Fitzgerald, Trustees for the Pittsburgh Railways Company, situate in the 16th Ward, fronting 78 feet on Arlington avenue, for the sum of \$2,000.00.

Which was read.

Also

Bill No. 1887. Resolution authorizing and directing the Law Department to petition the Court for the sale to Melvin R. Hess and Dorothy H. Hess, his wife, all that certain lot or piece of ground situate in the 28th Ward, being Lot No. 491 on Steuben street in the West Pittsburgh Plan, for the sum of \$150.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 1889. Resolution authorizing and directing the Law Department to petition the Court for the sale to George Starinchack all that certain lot or piece of ground situate in the 20th Ward, being Lot No. 51 on Hillsboro street in the Sheraden Plan

No. 2, for the sum of \$250.00, and authorizing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Leonard

McArdle

Stewart

Weir

Wolk

Kilgallen, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Leonard:

Mr. President:—The most pressing problem in Pittsburgh, in Allegheny County and in the whole country to-day, is the housing shortage, and little is being done about it. City Council realizes this fact and is anxious to encourage the flow of investment capital into the construction of new homes. Measures passed here, and discussions held, demonstrate that fact.

Among the discussions held in this body on the question of how to stimulate the construction of new housing, was one pertaining to Insurance Companies being permitted by law to invest a portion of their surplus and reserves in the constructing and operating of rental housing. It was pointed out that in the last session of the Legislature, two years ago, the Insurance Companies evidenced a desire to go into this field of constructing and managing rental properties, but that skulduggery in the Legislature crippled the proposed bill so that the Insurance Companies were authorized merely to invest a small portion of their reserves

in construction only in redeveloped areas. This limitation upon the Insurance Companies to redevelopment of blighted areas effectively blocked off this huge source of capital which might have been used towards a solution of the housing problem with respect to rental dwellings in the City of Pittsburgh and elsewhere.

A new session of the Legislature has convened, and unless the voice of the people is raised in protest, more skulduggery may intensify rather than help solve the housing shortage in the City of Pittsburgh and elsewhere throughout the State of Pennsylvania.

Two bills have been introduced in the Legislature: Senate Bill No. 1 and Senate Bill No. 2, which, if passed, would certainly tend to make the housing shortage no better and undoubtedly would make the housing shortage a permanent thing. I have copies of Senate Bill No. 1 and Senate Bill No. 2 here with me today if anyone wants to inspect them.

Senate Bill No. 1 would permit foreign or alien Insurance Company to acquire real estate in Pennsylvania and to enter into agreements with one or more other insurance companies authorized to do business in this Commonwealth whereby the companies to such agreements shall participate in ownership, management and control of real estate held by such company or by a corporation whose stock is held by such company, and may invest in the capital stock and obligations of corporations organized for the purpose of acquiring real estate in this Commonwealth or interests herein in the same manner and subject to the same limitations as provided in this act for domestic insurance companies.

Now listen to the provision of Senate Bill No. 2: On Page 13, the Insurance Company Law of Pennsylvania would be amended to permit Insurance Companies to invest its surplus and one-fourth of its reserves in real estate, and I quote "Purchased, leased or owned for the purpose of maintenance or construction and maintenance of housing projects consisting of apartment, tenement or other dwelling houses which projects may include accommodations for retail stores shops offices and other community services

reasonably incidental thereto and any improvements thereon but no hotels. Purchased, leased or owned for the purpose of renting for business, commercial or industrial use or for development and improvement for such purpose as an investment for the production of income."

The amazing thing about this provision is that the Insurance Companies would be able to lease, purchase or own real estate for the purpose of maintenance and renting. They would not have to build new homes or other buildings. They could just invest their vast resources in existing properties.

This would certainly make matters worse. Money that is now available for mortgages on new constructions would undoubtedly be diverted to investing in the ownership of existing properties. Much government property could be acquired. The Insurance Companies under such a situation, whereby they might acquire existing properties, would surely have little incentive to construct more homes and more buildings to compete with existing dwellings and buildings which they would already own.

This Bill, Senate Bill No. 2, does indeed give the Insurance Companies the right to invest in real estate for the purpose of construction and maintenance of apartments, dwellings, and other buildings. That is good, and should be passed. But the other provision of the bill, which would allow the Insurance Companies to merely purchase existing apartments, dwellings and buildings, is bad, and if such a provision were allowed to stand and become law, it would make the present housing shortage permanently worse. With a shortage of houses, and a surplus of tenants clamoring for places to live, the owners of existing properties are certainly not anxious to have a surplus of dwellings for the tenants to have a choice in the matter of what they get for their rent or how much rent they pay, or how much increased rent they will have to pay.

Now, gentlemen, I bring this to your attention for the reason that Council is very much interested in these two bills, for after all, it looks like a move to come into Pittsburgh and attempts being made to purchase

the Glen-Hazel Housing Project, which had been constructed under the Lanham Act, which Act states that all houses built under its provisions must be disposed of when the war emergency has passed. Although City Council passed a resolution some time ago requesting the Pittsburgh Housing Authority to take over the Glen-Hazel Housing Project, to operate it as a low-cost housing project, there is nothing definite or authoritative that this shall be done. As I say, this was only a resolution adopted by this Council and carries no authority with it; and the only way this can be accomplished is for the Congress of the United States

to pass legislation to permit the Local Housing Authority to purchase housing projects like this within their own income. Now, as I see it, if these bills pass, insurance companies will be able to outbid the Housing Authority, or the tenants individually, or under a co-operative plan. This way the present tenants who are most veterans and their families will have low rents skyrocketed into higher brackets on this particular housing development. Later on it is my intention to introduce a resolution in Council covering this subject.

Upon motion of Mr. Weir
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, February 10, 1947.

No. 5.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN-----President

JAMES W. PATTERSON-----City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, February 10, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Absent: Mr. Gallagher.

PRESENTATIONS

Mr. Demmler presented

No. 1960. An Ordinance providing for a contract or contracts for the furnishing and delivery of Water Meters for the Bureau of Water, Department of Public Works, and for the payment thereof.

Which was read and referred to the Committee on Filtration and Water.

Mr. Duff presented

No. 1961. An Ordinance authorizing the issuance of a warrant or warrants in favor of employes of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency in 1946 for a sum not to exceed \$114,800.10.

Also

No. 1962. Resolution amend-

ing Resolution No. 2, approved January 9, 1947, by striking therefrom \$8,530.52 and substituting therefor \$8,637.95, for the purpose of conforming to the amended Order of Court, dated February 7, 1947, in the matter of Pittsburgh Terminal Warehouse and Transfer Company, Debtor No. 21,464, in the District Court of the United States, for the Western District of Pennsylvania.

Also

No. 1963. Communication from the City Controller submitting report showing amount of money on deposit in market value of collateral security pledged by City Depositories.

Also

No. 1964. Communication from the City Treasurer submitting statement of the collection of delinquent taxes for the period January 16 to January 31, 1947; also statement of the collection of the accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Stewart (for Mr. Gallagher) presented

No. 1965. An Ordinance accepting Deed of Dedication for Coleridge street, as laid out in the Stanton-side Plan of Lots from Vincent Mannella and Rosemary Mannella, his wife, and releasing, exonerating, and exempting Vincent Mannella and Rosemary Mannella, his wife, from and of the cost of paving, grading, curbing and sewerage Coleridge street.

Which was read and referred to the Committee on Public Works.

Mr. Leonard (by request) presented

No. 1966. An Ordinance au-

thorizing the issuance of a warrant in favor of Frank H. Keefe for the sum of \$62.08 per month, being difference between his salary as Lieutenant in the Bureau of Police and that of an Inspector, for services rendered as Acting Inspector in the Bureau of Police.

Which was read, and referred to the Committee on Finance.

Also

No. 1967. An Ordinance providing for the letting of a contract with the Western Newspaper Union for the preparation of mats and stereos and the distributing of the same to the weekly community newspapers.

Also

No. 1968. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of not more than 100 Women's Police Uniforms, hats, hat badges and police whistles for the Bureau of Police, Department of Public Safety, and for the payment thereof.

Also

No. 1969. An Ordinance providing for the letting of a contract for the furnishing and delivery of 1 auto truck chassis for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Also

No. 1970. Communication from C. A. Lake, Architect, suggesting an amendment to the Building Code (Ordinance No. 434 of 1922 and 602 of 1938) relating to the construction of homes for veterans.

Also

No. 1971. An Ordinance amending Ordinance No. 434, entitled, "An Ordinance regulating the construction, alteration, additions to, arrangement, equipment, and the use and occupancy of all buildings or portions of buildings such as are designed or used for the purposes of hotels, apartments, tenements, lodgings, dormitories, and club, association and fraternity houses when containing lodgings or apartments, which shall hereafter be known as buildings of Classification No. IX and its subdivisions, regulating the installation therein of heating systems;

requiring the installation therein of fire extinguishing equipment; providing for the issuance of construction and occupancy permits therefor; and providing penalties for violation of the provisions hereof," approved December 7, 1922, as amended by Ordinance No. 602, approved December 22, 1938, and Ordinance No. 359, approved October 23, 1945.

Which were severally read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 1972. Resolution authorizing the leasing of the main three story brick Administration Building and adjacent wing of the one story Old Municipal Hospital at Bedford avenue and Francis street to the United States of America for the sum of \$1.00 per year, and also authorizing the inclusion of Building No. 2 known as the Old War Building in said lease.

Also

No. 1973. Resolution authorizing and directing the Law Department to petition the court for the sale to Samuel J. Latimer and Elsie C. Latimer, his wife, all that certain lot or piece of ground situate in the 28th Ward, being Lot No. 211 on Straka street in the Ideal 1st Plan, for the sum of \$400.00.

Also

No. 1974. Resolution amending Resolution No. 272, approved November 23, 1946, by striking out the words "Lots Nos. 18 and 19," and inserting in lieu thereof the word's "Lots Nos. 19 and 20," which resolution authorized the sale of these lots to Mike Ugrica for the sum of \$200.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 1975. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 1 electric furnace and 1 coal ash melting point apparatus for the Bureau of Smoke Prevention, Department of Public Health, and for the payment thereof.

Also

No. 1976. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Nurses Uniforms for the Tuberculosis Hospital, Department of Public Health, and for the payment thereof.

Which were read and referred to the Committee on Health and Sanitation.

Mr. Weir presented

No. 1977. An Ordinance providing for the letting of a contract or contracts for repairing the roof of Carnegie Library, North Side; and for the cleaning, painting and repair of plastering where necessary, of the walls and ceilings, including the rotunda, toilets, entrances and side rooms of the Music Hall of Carnegie Library, North Side, and for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 1978. An Ordinance providing for the letting of a contract for the furnishing and delivery of one power mower for Frick Park, Department of Public Works, and for the payment thereof.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Wolk presented

No. 1979. An Ordinance establishing the grade of Rockford avenue, from Woodbourne avenue to McNeilly road.

Also

No. 1980. An Ordinance fixing the width and position of the roadway and sidewalks of Woodbourne avenue, from Cedric avenue to the angle southeast of Cedric avenue; prescribing portions to be used for slopes, landscaping, retaining walls, and steps, and establishing the grade thereof, from Cedric avenue to Berkshire avenue at the intersection of Chelton avenue.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 1981. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$75.00 in full settlement of unpaid meter water bills against the property of Israel Marcus, 55 Roberts street, Fifth Ward, from 1933 to 1945, both inclusive.

Also

No. 1982. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$175.55 in full settlement of delinquent metered water bills against the property of Ruth Markowitz, et al., formerly owned by John H. O'Donnell, located at 3522, 3524, 3526 and 3528 Wakefield street, 3rd Ward, for the periods listed below:

3522 Wakefield street, for the years 1943 to 1945, inclusive;

3524 Wakefield street, for the years 1943 to 1945, inclusive;

3526 Wakefield street, 3rd Quarter of 1942, years 1943 to 1946, inclusive;

3528 Wakefield street, 3rd Quarter of 1942, years 1943 to 1945, inclusive.

Also

No. 1983. Resolution authorizing and directing the Collector of Delinquent Taxes to accept the sum of \$3.60 from Chas. M. Reinhard for the account of Sadie Lingenfelter, being balance of City taxes on property at 1409 Monterey street, 25th Ward, for the year 1941, without penalty, interest and costs, and the Collector to satisfy the lien at the cost of the City.

Also

No. 1984. Communication from Thomas B. O'Brien, Esq., requesting the City to convey property on Antietam street, 10th Ward, to Mrs. Esther E. Robb.

Which were severally read and referred to the Committee on Finance.

Also

No. 1985. Communication from Robert W. Semenow, Esq., on behalf of Thomas O. and William C. Hasley, requesting road openings through plan

of lots in the 14th Ward in the neighborhood of Forward avenue and Frick Park.

Which was read and referred to the Committee on Public Works.

Also

No. 1986. Communication from Harry J. Baier, President, Shadycrest Community Club, requesting another conference with City Council and the Pittsburgh Motor Coach Company in connection with a shuttle bus for their community.

Which was read and referred to the Committee on Public Service and Surveys.

UNFINISHED BUSINESS

The Chair took up

Bill No. 1879. Resolution authorizing and empowering the Director of the Department of Public Safety to employ one typist on a temporary basis for three days a week for the remaining forty-seven weeks of the year 1947, the pay for said typist to be at a rate not to exceed 85 cents per hour, appropriating for this purpose the sum of \$850.00 from Code Account No. 1497, Adult Traffic Education, Bureau of Traffic Planning, Department of Public Safety, and authorizing the Mayor and the City Controller to sign warrants accordingly.

In Council, February 3, 1947, read and laid on the table.

Which was read.

Mr. Duff: I am verbally informed by the City Solicitor that the resolution can legally be passed without the declaration of an emergency by the Mayor and the City Controller.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler
Duff

Stewart
Weir

Leonard
McArdle

Wolk
Kilgallen. (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

REPORTS OF COMMITTEES

Mr. Duff presented.

No. 1987. Report of the Committee on Finance for February 4, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1927. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of 1 duplicating machine for the Office of the Mayor, and for the payment thereof."

Which was read.

Also

Bill No. 1930. An Ordinance entitled, "An Ordinance transferring the aggregate sum of \$89,600.00 from Code Account Nos. 1650-1, 1650-3, and 1655-2 to Code Account Nos. 1620, 1643, 1644, 1650-2, 1652, 1653, 1654, 1654-1, and 1655-1 in the Bureau of Highways and Sewers, Department of Public Works."

Which was read.

Also

Bill No. 1933. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 1/4 wheel trailer, 3 bituminous aggregate spreaders and 2 portable gasoline hammers for the Bureau of Highways and Sewers, Department of Public Works, and for the payment thereof."

Which was read.

Also

Bill No. 1942. An Ordinance entitled, "An Ordinance transferring the sum of \$23,925.00 from Code Account No. 1011, Unallocated Funds, to Code Account Numbers 1228-A-1, Salaries, Regular Employees, Tuberculosis Hospital, and to 1235-A-1, Salaries, Regular Employees, Municipal Hospital

Department of Health."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk.
McArdle	Kilgallen, (Pres't).
Stewart	

(Mr. Duff not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1821. An Ordinance entitled, "An Ordinance transferring the sum of \$10,000.00 from Code Account No. ----- to Code Account No. 1456-B. Miscellaneous Services, Dog Pound, Bureau of Police, Department of Public Safety."

In Finance Committee, February 4, 1947, bill read and amended in Section 1 and in the title by inserting in blank space the words, "42, Contingent Fund." and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to

allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

(Mr. Duff not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1926. An Ordinance entitled, "An Ordinance transferring the sum of \$207,000.00 to special account for Liquid Fuel Tax from-----".

In Finance Committee, February 4, 1947, bill read and amended in Section 1 and in the title by inserting in blank space the words, "Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, Department of Public Safety." and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't.)
Stewart	

(Mr. Duff not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1935. An Ordinance entitled, "An Ordinance directing the Chief of the Bureau of Fire to work out a schedule enabling each employee of the Bureau of Fire to have thirty-six hours of rest in every calendar week, and providing for certain exceptions."

In Finance Committee, February 4, 1947, bill read and amended in Section 1 and in the title by striking out the word, "employee" and by inserting in lieu thereof the words, "Captain and Hoseman and Ladderman," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read

and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

(Mr. Duff not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 1931. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,140.79, in payment for street lighting service furnished, during the month of December, 1946, for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 1932. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$59,953.45, in payment for street lighting service furnished, during the month of January, 1947, for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

(Mr. Duff not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 1937. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of the Westinghouse Electric Supply Company in the sum of \$530.10, et al., for fluorescent fixtures, automobile parts, batteries and blueprinting for the Department of Lands and Buildings, Department of Public Safety, Department of Public Works, and the Department of City Planning, without previous authority of law."

In Finance Committee, February 4, 1947, bill read and ordered returned to Council with an affirmative recommendation, subject to report from the Budget Controller.

Which was read.

Also

No. 1988:

Budget Controller,
Pittsburgh, Pa.

February 10, 1947.

President and Members,

City Council,

City of Pittsburgh.

Subject: Bill No. 1937.

Gentlemen:

Subject bill requests the issuance of warrants in favor of various vendors for supplies, materials and equipment furnished the City without previous authority of law.

This bill was approved in Finance Committee subject to report of the undersigned.

I conferred with the proper persons in the various departments concerned and wish to report as follows:

1. Bids were taken for fluorescent fixtures to be furnished the Bureau of Building Inspection, but only one

bid was received. This bid contained an escalator clause and was therefore ordered rejected. Since the fixtures were needed immediately the department then purchased them on the open market.

2. and 3. The Samson Sales Company had the contract in 1946 for furnishing the Buick parts to the City. They continued to furnish the parts during 1947 until a new contract was signed. This new contract was just recently signed with the North Side Buick Company, therefore the parts furnished by the Samson Sales Company since the first of the year were without benefit of authority of law. Also some parts in excess of the \$500.00 contract were furnished in 1946 without authority.

4. The Dyke Motor Supply Company had the contract in 1946, and these parts were delivered before the contract for 1947 was approved. Also some parts were furnished in 1946 over and above \$500.00 limit provided by the contract. This was done without authority of law.

5. The Donaldson Motor Company. No contract existed for the purchase of batteries until January 20 of this year. This commodity is now and has been very scarce. Batteries were needed for the police ambulances and police cars and the Donaldson Motor Company was the only company that could furnish them to us at the time.

6. The Eugene Dietzgen Company. The contract for blueprinting for 1946 was with Eugene Dietzgen Company, between January 1 and 20th, no contract existed, but the Eugene Dietzgen Company continued to furnish us with blueprinting as it was necessary for us to have it. This is of course without authority of law, but was an emergency.

The above explanations as furnished by the various departments are reasonable and I, therefore, recommend this bill be approved.

Respectfully yours,

Charles D. McCarthy,
Budget Controller.

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

(Mr. Duff not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 1928. Resolution authorizing and directing the City Solicitor to mark the record of the lien filed at D.T.D. 3041 July Term, 1944, "Satisfied," without payment, and charging the record costs to the City of Pittsburgh.

Which was read.

Also

Bill No. 1929. Resolution authorizing and directing the City Solicitor, upon the payment in full of all accrued water rents and record costs within sixty days after the passage of this resolution, to mark the property tax liens filed in the name of John H. West and Robert J. Ryson against the property of the Pleasant Grove Baptist Church, for the years 1928 to 1942, inclusive, "Satisfied, without payment," and the said property having been used continuously, as a place of public worship prior to 1928 and up to the present time, the said property was and is exempt from taxation, and so exempting so long as such use con-

tinues.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

(Mr. Duff not voting).

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

No. 1865. Whereas, The Act of 1945, P. L. 821 provides for the admission of Mayview employees, formerly employed by the City, into the Allegheny County Retirement System upon the performance of certain conditions, and requires certain payments to the Retirement Fund by the City of Pittsburgh; and,

Whereas, The sum of \$14,577.00 has been appropriated for such payments; Now, Therefore, Be It

Resolved, That the City Controller be authorized and directed to pay to the Allegheny County Retirement System the amounts listed below for the pension accounts of the employees listed upon invoices signed by the Secretary of the Pension Fund of the City of Pittsburgh that such persons have qualified for enrollment in the Retirement Fund pursuant to the Act:

1. Mary G. Barnett	-----	\$ 1,119.68
2. Mollie Meyer	-----	947.67
3. Josephine Carey	-----	462.35
4. Amella Leone	-----	563.42
5. Bertha Engel	-----	595.16
6. Lloyd Kramer	-----	578.58
7. Warren Brady	-----	969.35
8. Genevieve Kronz	-----	406.48
9. Elizabeth Coll	-----	403.20
10. Marie E. Miller	-----	525.65

11. Thomas F. Carey -----	955.15
12. Emma Korintus -----	44.40
13. Mary M. Hiltzer -----	193.75
14. Margaret G. Kuntz -----	270.70
15. Anna C. Schultz -----	153.00
16. Helen Tully -----	488.70
17. Beatrice M. Powers -----	418.32
18. Ethel A. Halloman -----	198.35
19. Alice E. Donough -----	312.55
20. Robert E. Kenehan -----	544.05
21. Lillian J. Johnson -----	297.55
22. Ruth I. Reitze -----	809.01
23. Nell M. Scanlon -----	453.29
24. Lydia R. Luciano -----	574.97
25. Robert J. Adair -----	850.59
26. Pauline M. Walsh -----	534.59
27. Rebecca Haddow -----	452.01
28. Nell V. Burke -----	453.53

Total ----- \$14,576.05

In Finance Committee, February 4, 1947, read and amended by striking out the Resolved clause which reads:

"RESOLVED, That the City Controller be authorized and directed to pay to the Allegheny County Retirement System the amounts listed below for the pension accounts of the employees listed upon invoices signed by the Secretary of the Pension Fund of the City of Pittsburgh that such persons have qualified for enrollment in the Retirement Fund pursuant to the Act," and

by inserting in lieu thereof:

"RESOLVED, That the Mayor be authorized and directed to issue, and the City Controller to countersign, a warrant or warrants to the Allegheny County Retirement Fund for the pension accounts of the following listed employees, in the amounts set opposite their names, upon certification by the Secretary of the Pittsburgh Municipal Pension Fund that such employees have qualified for enrollment in the retirement fund pursuant to the act,"

and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't).
Stewart	

(Mr. Duff not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Stewart (for Mr. Gallagher) presented

No. 1989. Report of the Committee on Public Works for February 4, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 222. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30, by changing from a 'B' Residence, Thirty-Five Foot and First Area District to an 'A' Residence, Forty-Five Foot and Second Area District, all that certain property fronting on the south-erly side of Walnut street, extending westwardly 190 feet from the westerly side of College street."

Which was read.

The Chair: I direct your attention to Bill No. 222. We had a hearing on this bill some eight or nine months ago. Would it do any harm to lay the bill over for a week?

Mr. Weir moved

That the bill lay over for one week.

Which motion prevailed.

Also

Bill No. 1507. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-S10-0, by changing from a Thirty-Five Foot District to a Forty-Five Foot District, all that certain property bounded by Pioneer avenue; the southerly line of property, now or late of the South Hills General Hospital; the lines of the southwesterly boundary of the Boggs Place Plan of Lots as amended; the easterly and southerly lines of property now or late of the Hampton Improvement Company; the southerly line of 'Pioneer Village' extended and said line; the easterly lines of lots fronting on the easterly sides of Pioneer avenue and Southcrest drive; the southwesterly line of lot numbered 8 in 'Pioneer Village'; and Southcrest drive."

In Public Works Committee, February 4, 1947, bill read and amended in Section 1 and in the title by striking out the word, "and" before the words, "Southcrest Drive" at the end thereof, and by inserting after the same words, "Southcrest drive" the words, "and the easterly and northerly lines of lot numbered 46 in 'Pioneer Village'", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Stewart moved

That the amendments of the Public Works Committee be agreed to. Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Weir:

Mr. President: It is my understanding that this amended ordinance will remove the objectionable feature. At the hearing I saw the plan and noted the change, which prohibits a

forty-five foot height on Pioneer avenue. This was explained to the objectors and it should satisfy them. We removed the objectionable feature of having a forty-five foot height on Pioneer avenue, and this bill does that, I think.

The Chair:

The bill as amended, I believe, overcomes the objections. They could do any other thing under the preceding bill. So I want to correct any further apprehension of the property owners. I am voting for the bill. I think the bill does correct that. If it doesn't, I don't want to vote for it. I think it does.

Mr. McArdle:

Mr. President: I looked at the property this bill affects and I am not going to vote in favor of the bill. Mr. Gallagher was very much opposed to the bill and I don't think I can vote for the bill until he finds out whether or not it does overcome the objections.

I think, in deference to Mr. Gallagher, the bill should be laid over until he returns.

Mr. Leonard:

Mr. President: We should not lay this bill over again. I think Mr. Gallagher is familiar with it. We are holding up the construction of fifty-eight homes, and we have held up the passage of this bill too long now. We came to an agreement on it, and I think it should be passed.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
Stewart	Kilgallen, (Pres't)

Noes:—Mr. McArdle.

(Mr. Duff not voting).

Ayes 6. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

No. 1990. Report of the Committee on Public Service and Surveys for February 4, 1947, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1925. Resolution endorsing the application of the Montour Motor Coach Company for a certificate of public convenience, and joining in the application requesting the Public Utility Commission to favorably consider the need for this bus service, and forwarding a copy of the said resolution to the Pennsylvania Public Utility Commission.

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

(Mr. Duff not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Weir presented

No. 1991. Report of the Committee on Parks, Recreation and Libraries for February 4, 1947, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1944. An Ordinance entitled, "An Ordinance authorizing

and directing the Mayor and the Director of the Department of Public Works to enter into an agreement with Harry Serene for the maintenance of a public riding school in Schenley Park, and prescribing the terms thereof."

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

(Mr. Duff not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 1992. Report of the Committee on Public Safety for February 4, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1936. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one 5-passenger automobile for the Municipal Garage, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

(Mr. Duff not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Stewart presented

No. 1993. Report of the Committee on Health and Sanitation for February 4, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1943. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of 1 refrigerator complete with compressor for the Bureau of Infectious Diseases, Department of Public Health, and for the payment thereof."

Which was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

(Mr. Duff not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 1994. Report of the Committee on Lands, Buildings and Housing for February 4, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1888. Resolution authorizing and directing the Law Department to petition the Court for the sale to R. J. Omslaer Wrecking Company, Inc., all those certain lots or pieces of ground situate in the 27th Ward, being Lots Nos. 22, 23, 24, 26 two feet of 27, 41, 50, 51, 59, 61, 67, 68, 69, 70, 71, 77, 78 and 79 in the Brighton Manor Plan, for the sum of \$1,500.00, and authorizing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Which was read.

Mr. Leonard moved

That the resolution be recommended to the Committee on Lands, Buildings and Housing.

Which motion prevailed.

Also

Bill No. 1939. Resolution authorizing and directing the Mayor to execute and deliver a deed conveying to George B. Tarr and Alice G. Tarr, his wife, for the sum of \$200.00, all the right, title and interest of the City in and to a portion of Lot No. 12 and Lots No. 13, 14 and 15 on Myler street, 25th Ward, relieving the City of all claims for damages and responsibility due to the encroachment of the City playground upon the property or any further encroachment that may result from the weathering of any cut.

Which was read.

Also

Bill No. 1940. Resolution authorizing and directing the Law Department to petition the Court for the sale to Michael S. Behun all those certain lots or pieces of ground situate in the 16th Ward, being Lot Nos. 90 and 91 on Salisbury street, for the sum of \$300.00, authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property, repealing Resolution No. 159, approved July 10, 1946, authorizing the sale of aforesaid lots and authorizing and directing the Law Department to petition the Court for the repeal of the Decree and Order No. 1511 January Term, 1947, which also approved said sale.

Which was read.

Also

Bill No. 1941. Resolution amending Resolution No. 320, approved September 24, 1946, by striking out the words, "28th Ward" and inserting in lieu thereof the words, "20th Ward," which authorized the sale of Lot No. 79 on Middletown road to George Guil-

do Mandoli and his wife, for the sum of \$2,200.00.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

(Mr. Duff not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Upon motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, February 17, 1947.

No. 6

Municipal Record

ONE HUNDRED-FOURTH

COUNCIL

THOMAS E. KILGALLEN-----President

JAMES W. PATTERSON-----City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, February 17, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't).

Absent:—Mr. Gallagher.

PRESENTATIONS

Mr. Stewart (for Mr. Gallagher) presented

No. 1995. An Ordinance authorizing and directing the construction of a public sewer on Shadycrest road, from a point at or near the southerly terminus to the existing sewer on Shadycrest drive, with a branch sewer on Shadycrest court, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 1996. An Ordinance transferring the sum of \$1,000.00 from Code Account No. 1443 to Code Account No. 1445-C, Bureau of Police, D.P.S.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 1997. Resolution authorizing and directing the Mayor to execute and deliver a deed to Albert J. Lhota and Leona G. Lhota, his wife, for the sum of \$400.00, conveying the City's right, title and interest in all those certain lots or pieces of ground situate in the 26th Ward, being Lot Nos. 9 and 10 on South Side avenue in the A. Weinman Plan.

Also

No. 1998. Resolution authorizing and directing the Law Department to petition the court for the sale to Walter K. Schlosser all those certain lots or pieces of ground situate in the 10th Ward, being Lot Nos. 1 and 2 on McCandless avenue in the F. S. Bissell Plan for the sum of \$450.00, authorizing and directing the proper officers upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Which were read and referred to the Committee on Lands, Buildings and Housing.

Mr. Wolk presented

No. 1999. An Ordinance vacating Moale street, from Davis avenue to the line dividing Lots Nos. 12 and 13 in the M. Faulk's Plan.

Also

No. 2000. Communication from the Department of Law submitting fi-

nancial statement of the Pittsburgh Motor Coach Company for the month of December, 1946.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2001. An Ordinance authorizing the issuance of a warrant in favor of Edward F. Locher, Finance Officer, Allegheny County Committee, The American Legion, in the sum of \$3,000.00, for proper and authorized distribution among posts of The American Legion in 1946.

Also

No. 2002. Communication from the Allegheny County Bar Association asking that the records of the City Deed Registry office be preserved.

Also

No. 2003. Communication from T. F. Ryan, Esq., urging upon City Council the necessity for preserving the records of the old Deed Registry Office so that they may be put to future use.

Also

No. 2004. Communication from the Chamber of Commerce of Pittsburgh enclosing copies of resolutions adopted by the Chamber pertaining to the fiscal status of the City and of the Board of Public Education.

Also

No. 2005. Communication from the Board of Commissioners of Allegheny County asking that the City satisfy judgment filed against property of Allegheny County in O'Hara Township.

Which were severally read and referred to the Committee on Finance.

Also

No. 2006. Communication from Mrs. George Eskofier, 4224 Shields street, requesting the grading, paving and curbing of Alger street, from Lydia street to the Greenfield School, under the Act of 1895.

Also

No. 2007. Communication from

Joseph Laratonda complaining of the condition of Geyer avenue, between Eckert street and Shadeland avenue.

Also

No. 2008. Communication from Edith M. Summers complaining of sewer condition on Edith street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2009. An Ordinance amending Ordinance No. 469, approved December 3, 1946, entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of two Automobile Trucks and one Automobile for the Bureau of Electricity, Department of Public Safety, and for the payment thereof."

Which was read, and referred to the Committee on Public Safety.

Also

No. 2010.

Office of the Mayor,
Pittsburgh, February 17, 1947.
President of City Council
Council Chamber
City-County Building.
Dear Councilman Kilgallen:

Please be advised that I have returned to the City of Pittsburgh and have terminated my designation of James P. Kirk as Deputy Mayor, effective at the close of business Monday, February 17, 1947.

Very truly yours,

David L. Lawrence,

Mayor.

Which was read, received and filed.

UNFINISHED BUSINESS

The Chair took up

Bill No. 222. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30, by changing from a 'B' Residence, Thirty-five Foot and First Area District to an 'A' Residence, Forty-five Foot and Second Area District, all that certain property fronting on the southerly side of Walnut street, extending westwardly 190

feet from the westerly side of College street."

In Council, February 10, 1947, bill read and laid over for one week.

Which was read.

Mr. Weir moved

That the bill be laid on the table for one week.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2011. Report of the Committee on Finance for February 11, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1836. An Ordinance entitled, "An Ordinance providing for a contract or contracts for repaving of Cherry way as widened to a width of forty feet, from the Boulevard of the Allies to Third avenue, and from Fourth avenue to Diamond street, and other necessary work incidental thereto, and providing that the costs and expenses therefor be assessed against and collected from properties specially benefited thereby, and providing further for the payment of the City's share thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1977. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for repairing the roof of Carnegie Library, North Side; and for the cleaning, painting and repair of plastering where necessary, of the walls and ceilings, including the rotunda, toilets, entrances and side rooms of the Music Hall of Carnegie Library, North Side, and for the payment thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
	Kilgallen (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1477. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the United Construction Company in the sum of \$4,980.00 for the construction of a water line in the Beechwood Court Plan."

In Finance Committee, February 11, 1947, bill read and amended in Section

1 by striking out the amount, \$4,980.00" and by inserting in lieu thereof the amount, "\$3,693.68," and by striking out the words, "Code Account No.-----" and by inserting in lieu thereof the words, "Bond Fund No. 170," and in the title by striking out the amount, "\$4,980.00" and by inserting in lieu thereof the amount, "\$3,693.68," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 1961. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant or warrants in favor of employees of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency in 1946 for a sum not to exceed \$114,800.10."

In Finance Committee, February 11, 1947, bill read and amended in Section 1 as shown in red, and in the title by inserting before the word, "employees" the word, "certain," by inserting after the words, "Power Emergency" the words, "and performed extra traffic duty during the Christmas Season," and by striking out the amount, "\$114,800.10," and by inserting in lieu thereof the amount, "\$115,800.10," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a second time

Mr. Leonard:

Mr. President, in connection with Bill No. 1961, which provides for payment of overtime services to certain employees of the Bureau of Police during the Power Emergency in 1946, I wish to call Council's attention to the fact that certain other employees of the Bureau of Police feel that they should receive the same consideration as those who will benefit by this ordinance.

Notably among these employees is the Desk Sergeant. Although these men did not actually perform outside police duty, they were compelled to put in extra hours because the men for whom they were substituting were performing outside police duty. They, as well as other inside employees, feel they should receive the same consideration as the men who will benefit by this ordinance.

I did not attend the conference when this matter was discussed. It was my impression that all police officers who worked overtime during the Power Emergency last year would be paid. I am reluctant to delaying action on this ordinance today, as under its provisions, the majority of the employees to be paid overtime wages, will be paid. Therefore, I will vote for this ordinance, today, with the thorough understanding that the remainder of the employees entitled to overtime pay will receive it.

If and when this ordinance becomes a law, I hope that the administrative authorities will place a liberal interpretation upon its provisions and arrange to pay all police officers of the department who are entitled to overtime wages. You cannot make fish of one and flesh of another. Therefore, as I have said before, I will vote for this ordinance, with the understanding that all employees who are entitled to overtime pay will be paid. If that is not the intention of the administrative officers, I want here and now to serve

notice on the members of Council that I will submit legislation that will authorize payment to those employees who are not compensated for overtime services under this ordinance.

The Chair:

This bill was reported favorably out of Committee last Tuesday. After reading the interpretation given to our action by the newspapers and knowing that City Council would not be in accord with that interpretation, I immediately took the matter up with the Deputy Mayor and the Superintendent of Police. I explained to the Mayor and I explained to the Superintendent of Police that the newspapers did not accurately reflect our decision in this matter. I explained that we desired the words "outside work" to be construed to cover all police employees who had been compelled to work overtime because of assignments to outside work regardless of whether the employee actually worked outside or not. I illustrate my point by citing the case of police sergeants. Ordinarily, three such sergeants cover a 24 hour period each day. During the power emergency, one of these sergeants, perhaps, was assigned to outside work, thereby compelling the other two sergeants to work overtime. I explained to Mr. Kirk that City Council considered this overtime work of all three sergeants was due to outside work even though only one sergeant worked outside. Mr. Kirk agreed with that policy and instructed me to convey this liberal interpretation to Superintendent Scott. I did so. He was entirely receptive and co-operative. There is no reason, therefore, why the desk sergeants mentioned by Mr. Leonard should not be paid. The same thing is true of Mr. Good's men in the identification office. If interpretation difficulties arise over the legislation we are this moment voting upon, we can easily enough carry out our policy by separate bill.

Mr. Leonard:

Mr. President, I am glad to hear you make that statement, because that is the interpretation I place upon this ordinance. Some people seem to think that this ordinance was mere-

ly to pay those police employees who actually performed outside police work.

Because of this misunderstanding, I am anxious to have the matter straightened out so that all employees of the Bureau of Police who worked overtime during the Power Emergency should receive compensation.

As I say, Mr. President, I am glad to have you make such a clear statement of the case, and I shall so report to the Committee of the Fraternal Order of Police which is looking after the interests of the police officers of our City.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 1962. Resolution amending Resolution No. 2, approved January 9, 1947, by striking therefrom \$8,530.52 and substituting therefor \$8,637.95, for the purpose of conforming to the amended order of Court, dated February 7, 1947, in the matter of Pittsburgh Terminal Warehouse and Transfer Company, Debtor No. 21, 464, in the District Court of the United States, for the Western District of Pennsylvania.

Which was read.

Also

Bill No. 1983. Resolution authorizing and directing the Collector of Delinquent Taxes to accept the sum of \$3.60 from Chas. M. Reinhard for the account of Sadie Lingenfelter, being balance of City taxes on property at

1409 Monterey street, for the year 1941, without penalty, interest and costs, and the Collector to satisfy the lien at the cost of the City.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 1981. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$75.00 in full settlement of unpaid water bills against the property of Israel Marcus, 55 Roberts street, from 1933 to 1945, both inclusive.

In Finance Committee, February 11, 1947, read and amended by inserting at the end thereof the words, "the owner of said property to pay the lien costs, if any," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,

the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Stewart (for Mr. Gallagher) presented

No. 2012. Report of the Committee on Public Works for February 11, 1947, transmitting an Ordinance to Council.

Which was read, received and filed.

Also

Bill No. 1965. An Ordinance entitled, "An Ordinance accepting Deed of Dedication for Coleridge street as laid out in the Stantonside Plan of Lots from Vincent Mannella and Rosemary Mannella, his wife, and releasing, exonerating and exempting Vincent Mannella and Rosemary Mannella, his wife, from and of the cost of paving, grading, curbing and sewerage Coleridge street."

In Public Works Committee, February 11, 1947, bill read and amended in Section 2 by striking out and by inserting as shown in red, and in the title by striking out the words, "from and of the cost of paving, grading, curbing, and sewerage Coleridge street" and by inserting in lieu thereof the words, "and the land abutting on said Coleridge street in said plan, from and of the cost of paving, grading, curbing and sewerage Coleridge street," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Stewart moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 2013. Report of the Committee on Public Service and Surveys for February 11, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1979. An Ordinance entitled, "An Ordinance establishing the grade of Rockford avenue from Woodbourne avenue to McNeilly road."

Which was read.

Also

Bill No. 1980. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway and sidewalks of Woodbourne avenue from Cedric avenue to the angle southeast of Cedric avenue; prescribing portions to be used for slopes, landscaping, retaining walls, and steps; and establishing the grade thereof from Cedric avenue to Berkshire avenue at the intersection of Chelton avenue."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow

the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and the noes were taken agreeably to law and were:

Ayes.—Messrs.:

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Demmler presented

No. 2014. Report of the Committee on Filtration and Water for February 11, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1960. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Water Meters for the Bureau of Water, Department of Public Works, and for the payment thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were.

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Weir presented

No. 2015. Report of the Committee on Parks, Recreation and Libraries for February 11, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1978. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one power mower for Frick Park, Department of Public Works, and for the payment thereof."

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk,
Leonard	Kilgallen (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 2016. Report of the Committee on Public Safety for February

11, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1967. An Ordinance entitled, "An Ordinance providing for the letting of a contract with the Western Newspaper Union for the preparation of mats and stereos and the distributing of the same to the weekly community newspapers."

Which was read.

Also

Bill No. 1968. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of not more than 100 Women's police uniforms, hats, hat badges and police whistles for the Bureau of Police, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 1969. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the fur-

nishing and delivery of 1 auto truck chassis for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

In Public Safety Committee, February 11, 1947, bill read and returned to Council with an affirmative recommendation, subject to report from the Director of Automotive Equipment.

Which was read.

Also

No. 2017.

Pittsburgh, Pa., February 14, 1947.
Mr. James W. Patterson
City Clerk
City-County Building
Pittsburgh, Penna.

Subject: Bill 1969.

Dear Mr. Patterson:

In your letter of February 13, 1947, on the above subject, you requested a recommendation from me.

I wish to approve the purchase of this truck as provided in the bill. Chief Davis and myself are planning to construct an additional portable lighting unit for use by the Bureau of Fire.

You will recall that about six months ago we constructed a portable lighting unit that has not only proven itself a valuable piece of equipment, but has received a great amount of favorable publicity and public acceptance. This unit will be completely constructed in our own shop at a minimum of expense to the City of Pittsburgh.

Respectfully yours,

Leo A. Gill,

Director of Automotive Equipment.
Which was read, received and filed.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1971. An Ordinance entitled, "An Ordinance amending Ordinance No. 434, entitled, 'An Ordinance regulating the construction, alteration, additions to, arrangement, equipment, and the use and occupancy of all buildings or portions of buildings such as are designed or used for the purposes of hotels, apartments, tenements, lodgings, dormitories, and club, association and fraternity houses when containing lodgings or apartments, which shall hereafter be known as buildings of Classification No. IX and its subdivisions; regulating the installation therein of heating systems; requiring the installation of fire extinguishing equipment; providing for the issuance of construction and occupancy permits therefor; and providing penalties for violation of the provisions hereof', approved December 7, 1922, as amended by Ordinance No. 602, approved December 22, 1938, and Ordinance No. 359, approved October 23, 1945."

In Public Safety Committee, February 11, 1947, bill read and ordered returned to Council with an affirmative recommendation, subject to report from the Department of Public Safety.

Which was read.

Also

No. 2018.

Department of Public Safety.

February 14, 1947.

Chairman and Members,
Committee on Public Safety,
City Council.
Gentlemen:

In reply to your letter of February

13, 1947, with reference to Bill No. 1971, An Ordinance amending Ordinance No. 434, regulating the construction of buildings, etc., approved December 7, 1922, etc., please be advised that, after consultation with our Bureau of Building Inspection, it is our opinion that this amending ordinance is a constructive revision of the present regulations and should be authorized by your Honorable Body.

It is our recommendation that this legislation be enacted.

Yours very truly,

George E. A. Fairley,

Director.

Which was read, received and filed.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler,	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Stewart presented

No. 2019. Report of the Committee on Health and Sanitation for February 11, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1975. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 1

electric furnace and 1 coal ash melting point apparatus for the Bureau of Smoke Prevention, Department of Public Health, and for the payment thereof."

Which was read.

Also

Bill No. 1976. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of nurses uniforms for the Tuberculosis Hospital, Department of Public Health, and for the payment thereof."

Which was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Leonard (for Mr. McArdle) presented

No. 2020. Report of the Committee on Lands, Buildings and Housing for February 11, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also

Bill No. 1972. Resolution authorizing the leasing of the main three story brick Administration Building and adjacent wing of the one story Old Municipal Hospital at Bedford Avenue and Francis Street to the United

States of America for the sum of \$1.00 per year, and also authorizing the inclusion of Building No. 2 known as the Old War Building in said lease.

In Lands, Buildings and Housing Committee, February 11, 1947, read and ordered returned to Council with an affirmative recommendation, subject to report from the Law Department.

Which was read.

Also

No. 2021.

Department of Law
Committee on Lands, Buildings
and Housing.

Re: Bill No. 1972—Municipal Hospital.
Gentlemen:

Bill No. 1972, draft of resolution authorizing amendment to the lease with United States Government for Municipal Hospital, has been referred to this Department for a report as to whether the City has the right to terminate the lease at any time.

We suggest that an amendment to Bill No. 1972 would definitely answer this question. The addition of the words:

"And Provided that this entire lease may be terminated and cancelled at the option of the City of Pittsburgh, lessor, upon ninety (90) days' notice in writing" would definitely fix our rights.

Very truly yours,

Anne X. Alpern,
City Solicitor.

Which was read.

Mr. Leonard moved

That the resolution be recommended and the report be referred to the Committee on Lands, Buildings and Housing.

Which motion prevailed.

Also

Bill No. 1973. Resolution authorizing and directing the Law Department to petition the Court for the sale to Samuel J. Latimer and Elsie C. Latimer, his wife, all that certain lot or piece of ground situate in the 28th Ward, being Lot No. 211 on Straka Street in the Ideal 1st Plan, for the

sum of \$400.00.

Which was read.

Also

Bill No. 1974. Resolution amending Resolution No. 272, approved November 23, 1946, by striking out the words, "Lots Nos. 18 and 19" and inserting in lieu thereof the words, "Lots Nos. 19 and 20," which resolution authorized the sale of these lots to Mike Ugrica for the sum of \$200.00.

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken agreeably to law, and being taken were:

Ayes:—Messrs

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Mr. Wolk moved

To reconsider the vote by which Bill No. 1961, An Ordinance authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency and performed extra traffic duty during the Christmas Season in 1946, for a sum not to exceed \$115,800.10, was read a second and third times and finally passed.

Which motion prevailed.

And on the question, "Shall Bill No. 1961, An Ordinance authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency and performed extra traffic duty during the Christmas Season in 1946, for a sum not

to exceed \$115,800.10, be read a second and third times and finally passed?"

The motion did not prevail.

And Bill No. 1961. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency and performed extra traffic duty during the Christmas Season in 1946 for a sum not to exceed \$115,800.10," was read.

Mr. Wolk moved

To amend the bill in Section 1 by striking out the words, "and also those employees who performed extra traffic duty during the Christmas Season," by striking out at the end of the Section before the words in 1946" the words, "and Christmas Season," and by striking out the amount "\$115,800.10" and by inserting in lieu thereof the amount "\$114,800.10," and in the title by striking out the words, "and performed extra traffic duty during the Christmas Season," and by striking out the amount "\$115,800.10" and by inserting in lieu thereof the amount, "\$114,800.10."

Which motion prevailed.

And the bill, as amended, was read a second time and agreed to.

Mr. Wolk moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the

bill passed finally.

Mr. Wolk moved

That an ordinance be introduced to pay the traffic policemen for overtime worked during the Christmas season 1946, and if necessary, to request the mayor and the city controller to sign an emergency declaration.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Duff presented

No. 2022. An Ordinance authorizing and taking, using, appropriating and condemning by the City of Pittsburgh of certain property of the City of Pittsburgh, County of Allegheny and School District of the City of Pittsburgh, situate in the 28th Ward of the City of Pittsburgh, for public purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Which was read and referred to the Committee on Public Works.

Mr. Duff also presented

No. 2023. RESOLVED, That the Mayor be and he is hereby authorized and directed to return, without action thereon, Bill No. 1879, Resolution authorizing the Director of the Department of Public Safety to employ a typist on a temporary basis for three days a week for the remainder of the year 1947, at an hourly rate of 85 cents, for a total sum not to exceed \$850.00.

Which was read.

Mr. Duff moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned, without action thereon,

Bill No. 1879. Resolution authorizing the Director of the Department of Public Safety to employ a typist on a temporary basis for three days a week for the remainder of the year 1947, at an hourly rate of 85 cents, for a total sum not to exceed \$850.00.

Which, in Council, February 10, 1947, was read, rule suspended, read a sec-

ond and third times, and finally passed.
Which was read.

Mr. Duff moved

To reconsider the vote by
which the resolution was read a sec-
ond and third times and finally passed.
Which motion prevailed.

And the question recurring, "Shall
the resolution be read a second and

third times and finally passed?"
The motion did not prevail.

Mr. Duff moved

To recommit the resolution to
the Committee on Finance.
Which motion prevailed.

And upon motion of Mr. Weir
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, February 24, 1947.

No. 7.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, February 24, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle	

PRESENTATIONS

Mr. Demmler presented

No. 2024. An Ordinance authorizing the issuance of warrants in favor of the E. W. Coal Company in the sum of \$20,661.66, et al., for coal for the Departments of Public Works, Public Health and the Department of Lands and Buildings, without previous authority of law.

Which was read and referred to the Committee on Finance.

Also

No. 2025. An Ordinance repealing Ordinance No. 42, approved February 7, 1947, entitled, "An Ordinance authorizing and directing the grading and paving of Triangle Way, from Sunrise avenue to Square Way, and other work

incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read and referred to the Committee on Public Works.

Mr. Duff presented

No. 2026. An Ordinance authorizing and directing the City Controller to transfer the sum of \$350,000.00 from Code Account -----, to Code Account -----, Permanent Steps, Department of Public Works.

Also

No. 2027. An Ordinance authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who performed extra traffic duty during the Christmas Season in 1946, without previous authority of law, for a sum not to exceed \$1,000.00.

Also

No. 2028. Resolution authorizing and directing the City Treasurer and Collector of Delinquent Taxes to accept, at discount and without penalties or interest, in full payment of water rent, the amount of the bill rendered to the Commonwealth of Pennsylvania November 1, 1946, and authorizing and directing the City Treasurer to accept all water rent payments due from the Commonwealth of Pennsylvania, at discount, within 90 days after the submission of the bill therefor.

Also

No. 2029. Communication from

the City Controller submitting statement of indebtedness as of December 31, 1946, to be published in one of the official newspapers of the City.

Also

No. 2030. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for period February 1 to 15, 1947; also statement of collection of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Leonard presented

No. 2031. An Ordinance transferring the sum of \$52,525.00 from Code Account No. 1443-A-1 to Bond Fund No. 175, Motorized Equipment Bonds.

Also

No. 2032. An Ordinance authorizing the purchase of water lines on Beechwood Court, Fourteenth Ward, from the United Construction Company, and providing for payment therefor.

Also

No. 2033. Certificate of Emergency, signed by the Mayor and the City Controller, on Bill No. 1879, Resolution authorizing the employment of a typist in the Bureau of Traffic Planning.

Which were severally read and referred to the Committee on Finance.

Also

No. 2034. An Ordinance providing for the letting of a contract for the furnishing and delivery of one electric plant for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 2035. Resolution authorizing and directing the Law Department to petition the court for the sale to Charles A. Alston and Louise H. Alston, his wife, all that certain lot or piece of ground situate in the 28th Ward, being Lot No. 237 on Preston street in the Crafton Terrace Plan, for the sum of \$150.00.

Also

No. 2036. Resolution authorizing and directing the Law Department to petition the court for the sale to Verden L. Ayers and Margaret M. Ayers, his wife, all that certain lot or piece of ground situate in the 20th Ward, being Lot No. 16 on Moyer street in the Oltman Plan, for the sum of \$400.00.

Which were read and referred to the Committee on Lands, Buildings and Housing.

Mr. Weir presented

No. 2037. An Ordinance amending zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N20-O, by changing from a "B" Residence, Thirty-Five Foot and First Area District to an "A" Residence, Forty-Five Foot and Second Area District all that certain property at the northwest corner of Davis and Fleming avenues, having frontages of 120.33 feet and 149.30 feet, respectively.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 2038. Resolution authorizing and directing the City Solicitor to mark "satisfied" the record at M. L. D. No. 269 April Term, 1929, upon receipt of the face amount of said lien plus the accrued costs thereon, within sixty days from the passage of this resolution, by reason of the fact that the scire facias issued was improperly served.

Also

No. 2039. Communication from the Director of the Department of Public Safety submitting bids, opened February 19, 1947, offered by certain groups in connection with the maintenance of facilities and the collection, care and disposal of dogs and cats arrested in the City.

Also

No. 2040. Communication from John Petrocelle complaining of assessment of his property situate on Graymore avenue, 20th Ward.

Also

No. 2041. Communication from Daniel DeGregory, Secretary-Treasurer,

Automotive Chauffeurs, Parts and Garage Employees, Local Union No. 926, opposing the proposed Pittsburgh Parking Authority.

Which were severally read and referred to the Committee on Finance..

UNFINISHED BUSINESS

Mr. Stewart called up

Bill No. 222. An Ordinance entitled, 'An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30, by changing from a 'B' Residence, Thirty-five Foot and First Area District to an 'A' Residence, Forty-five Foot and Second Area District, all that certain property fronting on the southerly side of Walnut street, extending westwardly 190 feet from the westerly side of College street."

In Council, February 17, 1947, bill read and laid on the table for one week.

Which was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen, (Pres't)

Noes: Mr. Weir.

(Mr. Gallagher not voting).

Ayes 6. Noes 1.

And there not being three-fourths of the votes of Council in the affirmative, the bill failed to pass finally in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides, that, where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members of Council in the affirmative shall be

required for final passage.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2042. Report of the Committee on Finance for February 18, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1996. An Ordinance entitled, "An Ordinance transferring the sum of \$1,000.00 from Code Account No. 1443 to Code Account No. 1445-C, Bureau of Police, D. P. S."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen (Pres't).
Stewart	

(Mr. Gallagher not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2001. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Edward F. Locher, Finance Officer, Allegheny County Committee, The American Legion, in the sum of \$3,000.00, for proper and authorized distribution among Posts of The American Legion in 1946."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen (Pres't)
Stewart	

(Mr. Gallagher not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 2043. Report of the Committee on Public Works for February 18, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1995. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Shadycrest Road, from a point at or near the southerly terminus to the existing sewer on Shadycrest Drive, with a branch sewer on Shadycrest Court, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 2022. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and con-

demning by the City of Pittsburgh of certain property of the City of Pittsburgh, County of Allegheny and School District of the City of Pittsburgh, situate in the 28th Ward of the City of Pittsburgh, for public purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Wolk presented

No. 2044. Report of the Committee on Public Service and Surveys for February 18, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1721. An Ordinance entitled, "An Ordinance vacating Springfield street from New York street to Syracuse street in the 20th Ward of the City of Pittsburgh."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bills passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Leonard presented

No. 2045. Report of the Committee on Public Safety for February 18, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2009. An Ordinance entitled, "An Ordinance amending Ordinance No. 469, approved December 3, 1946, entitled, 'An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of two Automobile Trucks and one Automobile for the Bureau of Electricity, Department of Public Safety, and for the payment thereof'."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard (for Mr. McArdle) presented

No. 2046. Report of the Committee on Lands, Buildings and Housing for February 18, 1947, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1972. Resolution authorizing the leasing of the main three story brick administration building and adjacent wing of the one story Old Municipal Hospital at Bedford avenue and Francis street to the United States of America for the sum of \$1.00 per year, and also authorizing the inclusion of Building No. 2 known as the Old War Building in said lease.

In Lands, Buildings and Housing Committee, February 18, 1947, read and amended by adding at the end thereof the following:

"And provided that this entire lease may be terminated and cancelled at the option of the City of Pittsburgh, lessor, upon ninety (90) days' notice in writing," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Leonard moved

That the amendment of the Lands, Buildings and Housing Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation.

Bill No. 1997. Resolution authorizing and directing the Mayor to execute and deliver a deed to Albert J. Lhota and Leona G. Lhota, his wife, for the sum of \$400.00, conveying the City's right, title and interest in all those certain lots or pieces of ground situate in the 26th Ward, being Lots No. 9 and 10 on South Side avenue in the A. Weinman Plan.

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Leonard called up

Bill No. 222. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30, by changing from a 'B' Residence Thirty-five Foot and First Area District to an 'A' Residence, Forty-five Foot and Sec-

ond Area District, all that certain property fronting on the southerly side of Walnut street, extending westwardly 190 feet from the westerly side of College street."

In Council, this day, rule suspended, bill read three times and failed to pass finally for lack of a three-fourths vote of Council, etc.

Which was read.

Mr. Gallagher:

Mr. President:—I did not vote when this bill was before us earlier today. I voted for it when it was in Committee, so, I am prepared to vote on it now.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Noes: Mr. Weir.

Ayes 8. Noes 1.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that, where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

MOTIONS AND RESOLUTIONS

Mr. Weir moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Demmler on February 18, 1947;

Mr. Duff on February 3 and 4, 1947;

Mr. Gallagher on February 3, 4, 10, 11, 17 and 18, 1947;

Mr. Stewart on February 11, 1947.

Which motion prevailed.

Mr. Weir moved

That the Minutes of Council of Council of Monday, January 6, Tuesday, January 7, and Monday, January 13, 1947, be approved.

Which motion prevailed

And upon motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, March 3, 1947.

No. 8.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN-----President

JAMES W. PATTERSON-----City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, March 3, 1947.

Council met.

Present:--Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Absent: Mr. Duff.

PRESENTATIONS

Mr. Demmler (for Mr. Duff) presented

No. 2047. An Ordinance authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency in 1946 for a sum not to exceed \$-----, without previous authority of law.

Also

No. 2048. Communication from City Treasurer transmitting statement of collection of delinquent taxes for period February 1st to 28th, 1947; also statement of collection of accounts of the City Solicitor.

Also

No. 2049. Communication from the Department of Public Works requesting Wallace Act legislation for payment of Calcium Chloride furnished by Russell Supply Company for use of the Bureau of Highways and Sewers.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2050. An Ordinance authorizing the issuance of a warrant in favor of John F. Casey Company for \$375.00 for extra work done in the Department of Public Works, for the benefit of the City without previous authority of law.

Also

No. 2051. An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,014.91 in payment for street lighting service furnished during the month of February, 1947, for the benefit of the City without previous authority of law.

Also

No. 2052. An Ordinance amending a portion of Section 5 of Ordinance No. 500, entitled, "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh, and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1947," approved December 28, 1946.

Which were severally read and referred to the Committee on Finance.

Also

No. 2053. An Ordinance authorizing agreements between the City of Pittsburgh and the Trustees for

Pittsburgh Railways Company and West Liberty Improvement Company for the purpose of securing to the City the use of a private right-of-way in the Thirty-second Ward.

Also

No. 2054. An Ordinance widening Somerville street, from the westerly to the southerly line of the R. B. Ivory Plan, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from property benefited thereby.

Also

No. 2055. An Ordinance opening Rosecrest drive, from Somerville street to a point 450.09 feet southwardly therefrom and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from property benefited thereby.

Also

No. 2056. An Ordinance opening Somerville street, from Oranmore street at Waldo way to the westerly line of the R. B. Ivory Plan and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from property benefited thereby.

Also

No. 2057. An Ordinance providing for a contract or contracts for the construction of a relief sewer on Hobson street, between Merrick avenue and Creedmoor avenue, including all other work necessary in connection with the drainage served by this sewer and appropriating funds for the payment of the cost thereof.

Also

No. 2058. An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Rosa Onderko and Mary Ball in the 27th Ward of the City of Pittsburgh for public purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2059. Communication from the Dwight-Hamlin Company relative to parking of cars in front of their place of business at 5958 Baum Boulevard.

Also

No. 2060. Communication from the Eighteenth Ward Board of Trade complaining of the traffic situation on Warrington avenue.

Which were read and referred to the Committee on Public Safety.

Mr. Leonard presented

No. 2061. An Ordinance amending Sub-paragraph 3 of paragraph (c) in Section 3 of Ordinance No. 50, entitled, "An Ordinance declaring the existence of an emergency shortage of housing facilities, amending Zoning Ordinance No. 372, approved August 9, 1923, by adding a new section under Article IV, Use District Exceptions, to permit the conversion and occupancy of buildings as dwelling quarters in all districts and adding a new sub-section under Section 54, Article XIII, to confer a new power upon the Board of Adjustment," approved February 23, 1946.

Which was read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 2062. Resolution authorizing and directing the Law Department to petition the court for the sale to Anthony D. Abbate and Marietta M. Abbate, his wife, all that certain lot or piece of ground situate in the 12th Ward, being Lot No. 15 on Lincoln avenue in the Arlington Place Plan for the sum of \$700.00.

Also

No. 2063. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to enter into a lease with Central Realty Company, Agent for Abe Cohen and Rose Balsam, owners, for rental of property for use of the Bureau of Highways and Sewers, Department of Public Works, of a two-story brick garage and storage building known as the Knoxville Building, formerly owned by the Haller Baking Company.

located at 414-420 Bausman street, 30th Ward, the said lease to be for a period of one year commencing May 1, 1947 and expiring April 30, 1948, at a yearly rental of \$6,000.00, payable in advance, in amount of \$1,500.00 for each three months' period, commencing on the effective date of the lease, and chargeable to Code Account No. 1614, plus payment by the City of Pittsburgh of water rent which may be assessed against the premises during the term of the lease, said lease to be approved as to form by the City Solicitor and providing that the City shall have the right of renewal for a period of one year from the expiration date of the lease.

Also

No. 2064. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to enter into a lease with Elizabeth B. M. Denny, by and through her Attorney in Fact, Manager and/or Agent, Randle Brereton, for property on the northerly side of North Avenue, from the 1st day of April, 1947, for and during the term of one year, for a total rental of \$500.00, payable as follows: \$125.00 on the first day of July, October, January and the 31st day of March during the above term, and the payment of all taxes, charges and assessments on the said premises as the same may become due and payable by the City.

Also

No. 2065. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to enter into a lease with the Estate of Henry S. Denny, deceased, by and through its Attorney in Fact, Manager and/or Agent, Randle Brereton, for property on the northerly side of North Avenue, from the 1st day of April, 1947, for and during the term of one year, for a total rental of \$1,500.00, payable as follows: \$375.00 on the first day of July, October, January and the 31st day of March during the above term, and the payment of all taxes, charges and assessments on the said premises as the same may become due and payable by the City.

Which were read and referred to the

Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 2066. Resolution authorizing the issuing of a warrant in favor of the Picker X-Ray Corporation, in the sum of \$16,040.00, being the amount of the contract price for X-Ray equipment, providing that the said Corporation shall enter its own corporate bond to the City, guaranteeing that it or its duly authorized representatives shall and will properly install the aforesaid equipment and instruct the personnel of the City as to its use, at such time as the Department of Public Health shall arrange for or the Department of Lands and Buildings shall provide a place for the installation of such equipment.

Which was read and referred to the Committee on Finance.

Mr. Weir presented

No. 2067. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 1 station wagon and 1 truck for the Bureau of Parks and Recreation, Department of Public Works, and for the payment thereof.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Wolk presented

No. 2068. An Ordinance granting unto the Standard Coil and Manufacturing Company of Pittsburgh, its successors or assigns, the right and privilege to construct, maintain, use and operate a vault in the northerly sidewalk area of East Carson street, in the 17th Ward, Pittsburgh, Pa.

Also

No. 2069. An Ordinance refixing the width and position of the sidewalks and roadway of Sixth avenue, from Bigelow Boulevard to Fifth avenue.

Also

No. 2070. An Ordinance refixing the width and position of the sidewalks and roadway of Kirkpatrick street, from Centre avenue to Rose street.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2071. Communication from Amadeo Donatucci requesting compromise payment of water bills on property at 322 Cedarville street.

Also

No. 2072. Communication from Benjamin H. Teplitz, Esq., on behalf of John Savor, requesting exoneration of at least one-half of \$280.60 water bill assessed against property at 3517-17½ Buter street.

Also

No. 2073. Communication from the Federal Public Housing Authority relative to transfer of the Glen Hazel Heights Housing Project to the Housing Authority of the City of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Also

No. 2074. Communication from the Department of Public Works relative to the improvement of Viaduct Way.

Also

No. 2075. Communication from D. L. Somerville, Chief Engineer, The Pennsylvania Railroad, protesting against the widening of Fifth avenue, from Shady avenue to Frankstown avenue.

Also

No. 2076. Petition of residents of Devonshire Road requesting additional lighting facilities.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2077. Communication from the Brookline Memorial Community Center Association asking that the Ordinance (of the former Borough of Overbrook, approved December 26, 1929) locating Briggs street (formerly Brookline Boulevard Extension) in the 32nd Ward, be repealed or the street be vacated.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2078. Communication from West End Board of Trade requesting installation of a traffic light at the intersection of Steuben and Alexander streets.

Which was read and referred to the Committee on Public Safety.

Also

No. 2079. Communication from J. Don Horner, President, Retail Coal Merchants Association, submitting data relative to fuel and smokeless equipment to comply with the Pittsburgh Smoke Ordinance.

Which was read and referred to the Committee on Health and Sanitation.

REPORTS OF COMMITTEES

Mr. Demmler (for Mr. Duff) presented

No. 2080. Report of the Committee on Finance for February 25, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also

Bill No. 1879. Resolution authorizing and empowering the Director of the Department of Public Safety to employ one typist on a temporary basis for three days a week for the remaining forty-seven weeks of the year 1947, the pay for said typist to be at a rate not to exceed 85 cents per hour, appropriating for this purpose the sum of \$850.00 from Code Account No. 1497, Adult Traffic Education, Bureau of Traffic Planning, Department of Public Safety, and authorizing the Mayor and the City Controller to sign warrants accordingly.

Which was read.

Also

Bill No. 2033.

CITY OF PITTSBURGH
CERTIFICATION OF EMERGENCY
REQUIRING A SPECIAL
APPROPRIATION

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general

ordinance except in cases of emergency when special appropriations may be made to meet the same, and

WHEREAS, The Traffic Safety Observers is a voluntary Citizens Committee to stimulate traffic enforcement and traffic safety, and

WHEREAS, It is necessary to employ a typist on a temporary basis three days a week to carry on the work of the Traffic Safety Observers Organization in the effort to advance traffic education and to combat the increasing tide of traffic existence, and such appears as good and sufficient reason to impel the certification of an emergency under the circumstances.

NOW, Therefore, we, David L. Lawrence, Mayor of the City of Pittsburgh and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to the Council of the City of Pittsburgh the existence of an emergency requiring the employment of:

One (1) typist on a temporary basis three days a week at 85 cents per hour, in the Department of Public Safety, Bureau of Traffic Planning and justifying, in our opinion, a special appropriation of \$850.00 to meet the necessary expenses of the same.

David L. Lawrence,
Mayor

Edward R. Frey,
Controller

Dated: February 20, 1947.

Which was read, received and filed.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally by a two-thirds vote.

Also, with an affirmative recommendation,

Bill No. 2031. An Ordinance entitled, "An Ordinance transferring the sum of \$52,525.00 from Code Account No. 1443-A-1 to Bond Fund No. 175, Motorized Equipment Bonds."

Which was read.

Also

Bill No. 2032. An Ordinance entitled, "An Ordinance authorizing the purchase of water lines on Beechwood Court, Fourteenth Ward, from the United Construction Company, and providing for payment therefor."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2026. An Ordinance entitled, "An Ordinance authorizing and directing the City Controller to transfer the sum of \$350,000.00 from Code Account----- to Code Account -----, Permanent Steps, Department of Public Works."

In Finance Committee, February 25, 1947, bill read and amended in Section

1 and in the title by inserting in the first blank space the words, "No. 1443, Salaries, Regular Employees, Bureau of Police," and by striking out before the second blank space the words, "Code Account" and by inserting in lieu thereof and in the blank space the words, "Bond Fund No. 174, General Public Improvement Bonds 1947, Series A," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2024. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of the E. W. Coal Company in the sum of \$20,661.66, et al., for coal for the Departments of Public Works, Public Health and Department of Lands and Buildings, without previous authority of law."

Which was read.

Also

Bill No. 2027. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who performed extra traffic duty during the Christmas Season in 1946 without previous authority of law, for a sum not to exceed \$1,000.00."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also, with an affirmative recommendation,

Bill No. 1934. Resolution directing the proper officers of the City to exonerate the City taxes for the year 1947 assessed against tract of land owned by Oswin Roth consisting of 7 acres in the 32nd Ward, fronting on Whited street and Milan avenue, said land having been used for some years as a playground and now is being used and occupied by the City.

Which was read.

Also

Bill No. 2028. Resolution authorizing and directing the City Treasurer and Collector of Delinquent Taxes to accept, at discount and without

penalties or interest, in full payment of water rent, the amount of the bill rendered to the Commonwealth of Pennsylvania November 1, 1946, and authorizing and directing the City Treasurer to accept all water rent payments due from the Commonwealth of Pennsylvania, at discount, within 90 days after the submission of the bill therefor.

Which was read.

Also

Bill No. 2038. Resolution authorizing and directing the City Solicitor to mark "satisfied" the record at M.L.D. No. 269 April Term, 1929, upon receipt of the face amount of said lien plus the accrued costs thereon, within sixty days from the passage of this resolution, by reason of the fact that the scire facias issued was improperly served.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage, the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Mr. Gallagher presented

No. 2081. Report of the Committee on Public Works for February 25, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2025. An Ordinance entitled, "An Ordinance repealing Ordinance No. 42, approved February 7, 1947, entitled, 'An Ordinance authoriz-

ing and directing the grading and paving of Triangle Way from Sunrise avenue to Square Way, and other work incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby'."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk (for Mr. McArdle) presented

No. 2082. Report of the Committee on Lands, Buildings and Housing for February 25, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2035. Resolution authorizing and directing the Law Department to petition the Court for the sale to Charles A. Alston and Louise H. Alston, his wife, all that certain lot or piece of ground situate in the 28th Ward, being Lot No. 237 on Preston street in the Crafton Terrace Plan, for the sum of \$150.00.

Which was read.

Also

Bill No. 2036. Resolution authorizing and directing the Law Department to petition the Court for the sale to Verden L. Ayers and Margaret M. Ayers, his wife, all that certain lot or piece of ground situate in the 20th Ward, being lot No. 16 on Moyer street in the Oltman Plan, for the sum of \$400.00.

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bil No. 1749. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to lease space on the stairway landing on the southerly side of the Ross street entrance of the City-County Building and a small storage closet, to Howard A. Williams, at a monthly rental of \$10.00.

In Lands, Buildings and Housing Committee, February 25, 1947, read and amended by adding at the end thereof the following: "The City of Pittsburgh reserves the right to cancel said lease upon thirty days' written notice to the

lessee," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Wolk moved

That the amendment of the Lands, Buildings and Housing Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir,
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Stewart moved

That the Minutes of Council of Monday, January 27; Monday, February 3; Monday, February 10; Monday, February 17; and Monday, February 24, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Stewart

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, March 10, 1947.

No. 9.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, March 10, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

PRESENTATIONS

Mr. Demmler presented

No. 2083. Resolution requesting the Director of the Department of Public Works to give thought and study to the advisability of combining the headquarters and yards on the North Side of the Department of Public Works and report to Council at his earliest convenience.

Which was read and referred to the Committee on Public Works.

Also

No. 2084. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an agreement with the South Pittsburgh Water

Company for the extension of the water distribution lines of the said South Pittsburgh Water Company to and into the proposed Shadycrest Village, Addition No. 2, in the Twentieth Ward of the City of Pittsburgh for the purpose of supplying water to consumers and furnishing fire hydrant service to the City of Pittsburgh in the said Shadycrest Village, Addition No. 2.

Which was read and referred to the Committee on Filtration and Water.

Mr. Duff presented

No. 2085. An Ordinance authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency in 1946, without previous authority of law, for a sum not to exceed \$662.20.

Also

No. 2086. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$623.00 in full settlement of unpaid metered water bills against the property of Harry A. Noah et ux., 31 Townsend street and 29 Boone way, 3rd Ward, for the years 1935 to 1946, both inclusive.

Also

No. 2087. Resolution authorizing the City Solicitor to satisfy lien at No. 91 April Term, 1940, against Anastasia Hrynyszyn, with notice to Louis Napoleon, Terre Tenant, upon receipt of the sum of \$78.97 and payment of costs by Louis Napoleon.

Also

No. 2088. Resolution authorizing and directing the City Solicitor to satisfy the lien for 1943 City taxes at D. T. D. No. 4368 October Term, 1946,

against the Estate of Edward E. Stiephler, for a parcel of land in the H. J. Sample Plan, Tenth Ward, Pittsburgh, Pa., for the reason that this is a duplicate assessment, and authorizing and directing the Collector of Delinquent Taxes to satisfy this item upon his books.

Also

No. 2089. Resolution exonerating the following water charges assessed against property formerly owned by William Detzel, Reserve Township, now owned by the Valley Premium Building and Loan Association, and authorizing and directing the City Treasurer to so note on his water charge books:

1932-----\$ 7.49	1935-----\$10.86
1933-----13.94	1936-----30.98
1934-----20.90	1937-----6.49

Also

No. 2090. Resolution exonerating 1931 water charge against John J. Coyne, et ux., 15th Ward, in the amount of \$21.25 and authorizing and directing the City Treasurer to so note on his water charge books.

Also

No. 2091. Resolution authorizing the issuing of a warrant in favor of Josephine Lavsa and Harry Lavsa, her husband, in the sum of \$121.50 in full settlement of their claim against the City for personal injuries sustained by Mrs. Lavsa on February 2, 1945, on Basin street steps, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2092. Communication from I. E. Binstock, Esq., asking compromise settlement of delinquent water taxes on property of Max Sanders, located at 507-13 Edgar Way and 1508-14 Fannell street, 10th Ward.

Which were severally read and referred to the Committee on Finance.

Also

No. 2093. Communication from the Primrose Mining Company asking for change of zone on property located on Nobletown Road, 28th Ward, so as to permit the erection of apartments and a neighborhood retail district, etc.

Also

No. 2094. Petition for the correction of defective drainage conditions in the 7700 block of Tuscarora street.

Which were read and referred to the Committee on Public Works.

Mr. Gallagher presented

No. 2095. An Ordinance providing for a contract or contracts for the construction of a storm sewer on Brwnsville road, from a point about 120' northwest of Agnew Avenue East to the existing storm sewer on Copperfield avenue, including all other work necessary in connection with the drainage served by this sewer, and appropriating funds for the payment of the cost thereof.

Which was read and referred to the Committee on Public Works.

Also

No. 2096. An Ordinance authorizing the issuance of a warrant in favor of the White Motor Company in the sum of \$1,008.33 for automotive parts furnished the Incinerator Plant and the Public Works Garage, Department of Public Works, without previous authority of law.

Which was read and referred to the Committee on Finance.

Also

No. 2097. An Ordinance accepting the dedication of certain property in the Sixth Ward of the City of Pittsburgh for public use for highway purposes for the opening of a street from Railroad street to a property line 432 feet northwardly therefrom, opening and naming the same "Twenty-nine and a Half street," fixing the width and position of the sidewalk, roadway and berm, and establishing the grade thereof.

Which was read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 2098. An Ordinance authorizing the issuance of warrants in favor of General Interiors Corporation in the sum of \$4.80, Ross Electric Company in the sum of \$37.62, Jamestown Steel Partitions, Inc., in the sum of \$723.50 and Williams Piping Company, Inc., in the sum of \$1,575.00 for ma-

terials and equipment furnished the Department of Lands and Buildings, for the benefit of the City without previous authority of law.

Also

No. 2099. An Ordinance transferring the sum of \$1,500.00 to Code Account No. 1361-1, Window Cleaning, Department of Lands and Buildings, from Code Account No. -----.

Which were read and referred to the Committee on Finance.

Also

No. 2100. An Ordinance providing for the letting of a contract or contracts for the cleaning of the windows of the City offices and corridor windows on the City side, occupied by the City of Pittsburgh in the City-County Building, and for the payment thereof.

Also

No. 2101. Resolution authorizing and directing the Law Department to petition the court for the sale to Samuel P. Pusateri all that certain lot or piece of ground situate on Muriel street at the corner of S. 12th Street, 17th Ward, for the sum of \$3,000.00.

Also

No. 2102. Resolution authorizing and directing the Law Department to petition the court for the sale to Ida Silverman all that certain lot or piece of ground situate on Market street, 1st Ward, having erected thereon a three story brick building known as 206 Market street, for the sum of \$8,500.00.

Also

No. 2103. Communication from the Department of City Planning to Board of Commissioners of Allegheny County in re property owned by the three taxing bodies at Troy Hill road and Mt. Troy road to be improved by Joseph Scherling.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Weir presented

No. 2104. An Ordinance authorizing and directing the Mayor and the Director of the Department of Pub-

lic Works to engage the services of an architect for consultation and the preparation of plans and specifications for the construction of a conservatory in West Park, North Side, and providing for the payment of the cost thereof.

Also

No. 2105. An Ordinance amending a portion of Sections 81, 82, 83, 84, 85, 86 and 87, Bureau of Parks and Recreation, Department of Public Works, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Which were read and referred to the Committee on Finance.

Mr. Wolk presented

No. 2106. An Ordinance granting unto the Pittsburgh Railways Company of Pittsburgh, its successors or assigns, the right and privilege to construct, maintain and use a concrete platform and steps and storm door in the southerly sidewalk of Frankstown avenue in front of the Homewood Administration Building, in the 12th Ward, Pittsburgh, Pa.

Also

No. 2107. An Ordinance re-establishing the grade of Mahon street, from Junilla street to Francis street.

Also

No. 2108. An Ordinance establishing the grade of Shadycrest Court, from Shadycrest road to the southerly terminus.

Also

No. 2109. An Ordinance fixing the width and position of the roadway and sidewalks of Shadycrest road, from Shadycrest drive to the southerly terminus thereof, as dedicated; the dedication being accepted and the street being opened by Ordinance No. 511, approved December 30, 1946; prescribing portions of the street to be used for slopes, landscaping, retaining walls and steps, and establishing the grade thereof.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2110. Communication from R. Murray Gibson, Jr., Esq., requesting exoneration of penalty and interest on sewer lien of property of Keystone Development and Home Building Co.

Also

No. 2111. Communication from The American Legion requesting an appropriation to meet expenses in connection with Convention to be held in Pittsburgh on August 6, 7, 8 and 9, 1947.

Which were read and referred to the Committee on Finance.

Also

No. 2112. Communication from Carl Brandt, Esq., relative to improvement of publicly-owned property at Troy Hill road and Mt. Troy road.

Which was read and referred to the Committee on Lands, Buildings and Housing.

Also

No. 2113. Report of the Department of City Planning relative to the creation of a Neighborhood Retail District and Off-Street Parking in the vicinity of Moore Playground, 19th Ward.

Which was read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2114. Report of the Committee on Finance for March 4, 1947, transmitting sundry ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2052. An Ordinance entitled, "An Ordinance amending a portion of Section 5 of Ordinance No. 500, entitled, 'An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1947,' approved December 28, 1946."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2050. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of John F. Casey Company for \$375.00 for extra work done in the Department of Public Works, for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 2051. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,014.91, in payment for street lighting service furnished, during the month of February, 1947, for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff,	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 2047. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency in 1946, without previous authority of law, for a sum not to exceed -----"

In Finance Committee, March 4, 1947, bill read and amended in Section 1 and in the title by inserting in blank space the amount, "\$6,696.64," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2066. Resolution authorizing the issuing of a warrant in favor of the Picker X-Ray Corporation in the sum of \$16,040.00, being the amount of the contract price for X-Ray equipment, providing that the said Corporation shall enter its own corporate bond to the City, guaranteeing that it or its duly authorized representatives shall and will properly install the aforesaid equipment and instruct the personnel of the City as to its use, at such time as the Department of Public Health shall arrange for or the Department of Lands and Buildings shall provide a place for the installation of such equipment.

In Finance Committee, March 4, 1947, read and amended in the third Whereas clause by striking out after the words, "Department of Public Health has" the word "failed" and after the words, "Department of Lands and Buildings has" the word "failed" and by inserting in lieu thereof in both instances the words, "been unable," and by inserting at the end of the Resolved clause the words, "and charge the same to Special and Trust Fund T. C. F.," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 2115. Report of the Committee on Public Works for March 4, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2053. An Ordinance entitled, "An Ordinance authorizing Agreements between the City of Pittsburgh and the Trustees for Pittsburgh Railways Company and West Liberty Improvement Company for the purpose of securing to the City the use of a private right-of-way in the Thirty-second Ward."

Which was read.

Also

Bill No. 2058. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating, and condemning by the City of Pittsburgh, of certain property of Rosa Onderko and Mary Ball in the 27th Ward of the City of Pittsburgh for public purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Wolk presented

No. 2116. Report of the Committee on Public Service and Surveys for March 4, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2068. An Ordinance entitled, "An Ordinance granting unto the Standard Coll and Manufacturing Company of Pittsburgh, its successors or assigns, the right and privilege to construct, maintain, use and operate a vault in the northerly sidewalk area of East Carson street, in the 17th Ward, Pittsburgh, Pa."

Which was read.

Also

Bill No. 2069. An Ordinance entitled, "An Ordinance refixing the width and position of the sidewalks and roadway of Sixth avenue from Bigelow boulevard to Fifth avenue."

Which was read.

Also

Bill No. 2070. An Ordinance entitled, "An Ordinance refixing the width and position of the sidewalks and roadway of Kirkpatrick street from Centre avenue to Rose street."

Which was read.

Mr. Wolk moved.

A suspension of the rule to allow the second and third readings

and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Weir presented

No. 2117. Report of the Committee on Parks, Recreation and Libraries for March 4, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2067. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 1 station wagon and 1 truck for the Bureau of Parks and Recreation, Department of Public Works, and for the payment thereof."

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 2118. Report of the Committee on Lands, Buildings and Housing for March 4, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2062. Resolution authorizing and directing the Law Department to petition the Court for the sale to Anthony D. Abbate and Marietta M. Abbate, his wife, all that certain lot or piece of ground situate in the 12th Ward, being Lot No. 15 on Lincoln avenue in the Arlington Place Plan, for the sum of \$700.00.

Which was read.

Also

Bill No. 2063. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to enter into a lease with Central Realty Company, Agent for Abe Cohen and Rose Balsam, owners, for rental of property for use of the Bureau of Highways and Sewers, Department of Public Works, of a two-story brick garage and storage building known as the Knoxville Building, formerly owned by the Haller Baking Company, located at 414-420 Bausman street, 30th Ward, the said lease to be for a period of one year commencing May 1, 1947 and expiring April 30, 1948, at a yearly rental of \$6,000.00, payable in advance, in amount of \$1,500.00 for each three months' period, commencing on the effective date of the lease, and chargeable to Code Account No. 1614, plus payment by the City of Pittsburgh of water rent which may be assessed against the premises during the term of the lease, said lease to be approved as to form by the City Solicitor, and providing that the City shall have the

right of renewal for a period of one year from the expiration date of the lease.

Which was read

Also

Bill No. 2064. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to enter into a lease with Elizabeth B. M. Denny, by and through her Attorney in Fact, Manager and/or Agent, Randle Brereton, for property on the northerly side of North avenue, from the 1st day of April, 1947, for and during the term of one year, for a total rental of \$500.00, payable as follows: \$125.00 on the first day of July, October, January and the 31st day of March during the above term, and the payment of all taxes, charges and assessments on the said premises as the same may become due and payable by the City.

Which was read.

Also

Bill No. 2065. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to enter into a lease with the Estate of Henry S. Denny, deceased, by and through its Attorney in Fact, Manager and/or Agent, Randle Brereton, for property on the northerly side of North avenue, from the 1st day of April, 1947, for and during the term of one year, for a total rental of \$1,500.00, payable as follows: \$375.00 on the first day of July, Oc-

tober, January and the 31st day of March during the above term, and the payment of all taxes, charges and assessments on the said premises as the same may become due and payable by the City.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Weir moved

That the Minutes of Council of Monday, March 3, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, March 17, 1947.

No. 10.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN-----President

JAMES W. PATTERSON-----City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, March 17, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

PRESENTATIONS

Mr. Demmler presented

No. 2119. An Ordinance transferring the sum of \$1,500.00 from C. A. 1743 to C. A. Nos. 1757 and 1762 in the Bureau of Water, Department of Public Works.

Which was read and referred to the Committee on Finance.

Mr. Duff presented

No. 2120. An Ordinance setting aside and appropriating the aggregate sum of \$43,812.00 from Bond Fund No. 170, General Public Improvement Bonds of 1946, Series A, for the payment of cost incurred in connection with the preparation of plans for the general and particular revamping and

replanning of the City's street system as related to a Master Highway Plan for the City, and to the Master Plan of the City in all its phases, by the Department of City Planning.

Also

No. 2121. Resolution authorizing and directing the Collector of Delinquent Taxes to accept the sum of \$140.30 in full settlement of delinquent metered water charges against the property of John Savor and Louis Savor, et ux., 3517 and 3517½ Butler street, 6th Ward, for the years 1940 to 1944, both inclusive.

Which were read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2122. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Parts for Flexible Sewer Rod Machine for the Bureau of Highways and Sewers, Department of Public Works, and for the payment thereof.

Also

No. 2123. An Ordinance authorizing and directing the grading, paving and curbing of Fernwald road, from Mount Royal road to the north line of Lot No. 13 in the Park Edge Acres Plan of Lots, and other work incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 2124. An Ordinance authorizing the issuance of warrants in favor of Dyke Motor Supply Company for \$33.82, Gulf Oil Corporation for \$19.71, Joseph Woodwell Company for \$13.52, United Plate Glass Co. for \$4.49 and Motive Parts Co. of Penna. for \$2.54 for supplies and materials furnished the Division of Garage and Repair Shop; and Animal Rescue League of Pittsburgh for \$4,852.00 for services rendered the Bureau of Police, Department of Public Safety, without previous authority of law.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 2125. Resolution authorizing and directing the Law Department to petition the court for the sale to Louis M. Minsky all that certain lot or piece of ground situate on Market street, First Ward, having erected thereon a three story brick building known as 206 Market street, for the sum of \$8,900.00.

Also

No. 2126. Resolution authorizing and directing the Law Department to petition the court for the sale to Dennis C. King all those certain lots or pieces of ground situate in the 15th Ward, being Lots Nos. 68 and 69 on Tesla street in the Daniel R. Deely Plan, for the sum of \$350.00.

Also

No. 2127. Resolution authorizing and directing the Law Department to petition the court for the sale to Dennis C. King all that certain lot or piece of ground situate in the 15th Ward, being Lot No. 46 on McCaslin street in the Daniel R. Deely Plan for the sum of \$150.00.

Also

No. 2128. Resolution amending Resolution No. 306, approved December 28, 1946, authorizing the sale of City property on Spring Garden avenue, 24th Ward, to Anthony J. Napier, for the sum of \$2,700.00 by striking out the words "thence northwardly along the westerly line of Lager

street" in paragraph four and inserting in lieu thereof the words "Thence northwardly along the westerly line of Spring Garden avenue," and by further amending the resolution in paragraph five by striking out the words "90 days" and inserting in lieu thereof the words "120 days."

Also

No. 2129. Communication from the Board of Commissioners of Allegheny County approving sale of publicly-owned property at 220-222 Flow-ers street to Dominic Stanziano for \$5,000.00 and property at 1824 Bedford avenue to S. Lee Kann for the sum of \$1,550.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Weir presented

No. 2130. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 1 Gasoline Engine Chain Saw for the Bureau of Parks, Department of Public Works, and for the payment thereof.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Wolk presented

No. 2131. Communication from the Law Department transmitting financial statement of the Pittsburgh Motor Coach Company for January, 1947.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2132. Communication from John J. McGrath, Esq., offering compromise settlement in regard to Martha Wells vs. City of Pittsburgh and Beatrice Landau, Administratrix of Estate of William Landau, deceased, for personal injuries sustained on raised sidewalk on Wylie avenue.

Which was read and referred to the Committee on Finance.

Also

No. 2133. Communication from the Allied Boards of Trade of Allegheny

County regarding the operation of buses in the City of Pittsburgh and providing facilities for the passengers.

Which was read and referred to the Committee on Public Safety.

Also

No. 2134. Communication from the Allegheny County League of Women Voters commending City Council in its position on Smoke Control.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 2135. Communication from Ross J. Thomas, offering to sell 2.2 acres of ground in the 31st Ward to the City.

Which was read and referred to the Committee on Lands, Buildings and Housing.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2136. Report of the Committee on Finance for March 11, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1878. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Fred M. Link for \$1,447.10 for equipment furnished to the Bureau of Police, D. P. S., without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Duff moved

To amend the bill in Section 1 by inserting after the words, "Radio Equipment" the words, "furnished without previous authority of law."

Which motion prevailed.

And the bill having been printed as amended and placed upon the mem-

bers' desks, was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

(Mr. Duff not voting).

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2085. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency in 1946, without previous authority of law, for a sum not to exceed \$662.20."

In Finance Committee, March 11, 1947, bill read and ordered returned to Council with an affirmative recommendation, subject to report from the Director of the Department of Public Safety.

Which was read.

Mr. Duff also presented

No. 2137.

DEPARTMENT OF PUBLIC SAFETY

March 13, 1947.

Chairman and Members,

Committee on Finance,

CITY COUNCIL.

Gentlemen:

I have your letter of March 11th, to which was attached a copy of Bill No. 2085, An Ordinance authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency in 1946,

without previous authority of law, for a sum not to exceed \$662.20, and wish to advise that it is our recommendation that this Bill be approved as it is correct in form.

Yours very truly,

George E. A. Fairley,

Director.

Which was read, received and filed.

Also

Bill No. 2096. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the White Motor Company in the sum of \$1,008.33 for automotive parts furnished the Incinerator Plant and the Public Works Garage, Department of Public Works, without previous authority of law."

Which was read.

Also

Bill No. 2098. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of General Interiors Corp., in the sum of \$4.80, Ross Electric Co., in the sum of \$37.62, Jamestown Steel Partitions, Inc., in the sum of \$723.50, and Williams Piping Company, Inc., in the sum of \$1,575.00, for materials and equipment furnished the Department of Lands and Buildings for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Stewart

Gallagher Weir

Leonard Wolk.

McArdle Kilgallen, (Pres't).

(Mr. Duff not voting).

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 2104. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to engage the services of an architect for consultation and the preparation of plans and specifications for the construction of a conservatory in West Park, North Side, and providing for the payment of the cost thereof."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Stewart

Gallagher Weir

Leonard Wolk

McArdle Kilgallen, (Pres't)

(Mr. Duff not voting).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed, finally.

Also

Bill No. 2105. An Ordinance entitled, "An Ordinance amending a portion of Section 81, 82, 83, 84, 85, 86 and 87, Bureau of Parks and Recreation, Department of Public Works, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

Which was read.

Mr. Duff also presented
No. 2138.

DEPARTMENT OF LAW

Pittsburgh, March 17, 1947.

President and Members of Council.

Gentlemen:

Bill No. 2105, up for final passage today, amends the Salary ordinance by striking out the number of days for Greenhouse attendants.

Since this will result in an increase of pay for the Greenhouse attendants, it is the opinion of this department that this Ordinance must be accompanied by a Declaration of Emergency. We suggest, therefore, that this Bill be held up pending the presentation of a declaration.

Very truly yours,

Bennett Rodgers,

1st Asst. City Solicitor.

Which was read, received and filed.

Mr. Duff moved

That Bill No. 2105 be laid over pending receipt of emergency certificate.

Which motion prevailed.

Also

Bill No. 2086. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$623.00 in full settlement of unpaid metered water bills against the property of Harry A. Noah, et ux., 31 Townsend street and 29 Boone way, 3rd Ward, for the years 1935 to 1946, both inclusive.

Which was read.

Also

Bill No. 2087. Resolution authorizing the City Solicitor to satisfy lien at No. 91 April Term, 1940, against Anastasia Hrynyszyn, with notice to Louis Napoleon, terre tenant, upon receipt of the sum of \$78.97 and payment of costs by Louis Napoleon.

Which was read.

Also

Bill No. 2088. Resolution authorizing and directing the City Solicitor to satisfy the lien for 1943 City taxes at D.T.D. No. 4368 October Term, 1946 against the Estate of

Edward E. Stiephler, for a parcel of land in the H. J. Sample Plan, Tenth Ward, for the reason that this is a duplicate assessment, and authorizing and directing the Collector of Delinquent Taxes to satisfy this item upon his books.

Which was read.

Also

Bill No. 2089. Resolution exonerating the following water charges assessed against property formerly owned by William Detzel, Reserve Township, now owned by the Valley Premium Building and Loan Association, and authorizing and directing the City Treasurer to so note on his water charge books:

1932-----\$ 7.49	1935-----\$10.86
1933----- 13.94	1936----- 30.98
1934----- 20.00	1937----- 6.49

Which was read.

Also

Bill No. 2090. Resolution exonerating 1931 water charge against John J. Coyne, et ux., 15th Ward, in the amount of \$21.25 and authorizing and directing the City Treasurer to so note on his water charge books.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

(Mr. Duff not voting).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 2091. Resolution authorizing the issuing of a warrant in favor of Josephine Lavsa and Harry

Lavsa, her husband, in the sum of \$121.50, in full settlement of their claim against the City for personal injuries sustained by Mrs. Lavsa on February 2, 1945, on Basin street steps, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

(Mr. Duff not voting).

Ayes 8. Noes none.

And there being a majority of the votes of Council in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 2139. Report of the Committee on Public Works for March 11, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2095. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a storm sewer on Brownsville road, from a point about 120' northwest of Agnew avenue East to the existing storm sewer on Copperfield avenue, including all other work necessary in connection with the drainage served by this sewer, and appropriating funds for the payment of the cost thereof."

Which was read.

Also

Bill No. 2097. An Ordinance entitled, "An Ordinance accepting the dedication of certain property in the Sixth Ward of the City of Pittsburgh

for public use for highway purposes for the opening of a street from Railroad street to a property line 432 feet northwardly therefrom, opening and naming the same 'Twenty-nine and a Half street,' fixing the width and position of the sidewalk, roadway and berm and establishing the grade thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

(Mr. Duff not voting).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2057. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a relief sewer on Hobson street, between Merrick avenue and Creedmoor avenue, including all other work necessary in connection with the drainage served by this sewer, and appropriating funds for the payment of the cost thereof."

In Public Works Committee, March 11, 1947, bill read and amended in Section 1 by inserting at the end thereof in blank space the words, "Bond Fund No. 170, General Public Improvement Bonds, 1946, Series A," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Gallagher moved

That the amendment of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

(Mr. Duff not voting).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 2140. Report of the Committee on Public Service and Surveys for March 11, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2106. An Ordinance entitled, "An Ordinance granting unto The Pittsburgh Railways Company of Pittsburgh, its successors or assigns, the right and privilege to construct, maintain and use a concrete platform and steps and storm door in the southerly sidewalk of Frankstown avenue in front of The Homewood Administration Building, in the 12th Ward, Pittsburgh, Pa."

Which was read.

Also

Bill No. 2107. An Ordinance entitled, "An Ordinance re-establishing the grade of Mahon street from Junilla street to Francis street."

Which was read.

Also

Bill No. 2108. An Ordinance entitled, "An Ordinance establishing the grade of Shadycrest Court from Shadycrest road to the southerly terminus."

Which was read.

Also

Bill No. 2109. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway and sidewalks of Shadycrest road from Shadycrest drive to the southerly terminus thereof, as dedicated; the dedication being accepted and the street being opened by Ordinance No. 511, approved December 30, 1946; prescribing portions of the street to be used for slopes, landscaping, retaining walls, and steps; and establishing the grade thereof."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

(Mr. Duff not voting).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Demmler presented

No. 2141. Report of the Committee on Filtration and Water for March 11, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2084. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an Agreement with the South Pittsburgh Water Company for the extension of the water distribution lines of the said South Pittsburgh Water Company to and into the proposed Shadycrest Village, Addition No. 2, in the Twentieth Ward of the City of Pittsburgh for the purpose of supplying water to consumers and furnishing fire hydrant service to the City of Pittsburgh in the said Shadycrest Village, Addition No. 2."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were.

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

(Mr. Duff not voting).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 2142. Report of the Committee on Lands, Buildings and Hous-

ing for March 11, 1947, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also

Bill No. 2100. An Ordinance entitled, "An Ordinance providing for the letting of a contract, or contracts, for the cleaning of the windows of the City offices and corridor windows on the City side, occupied by the City of Pittsburgh in the City-County Building, and for the payment thereof."

In Lands, Buildings and Housing Committee, March 11, 1947, bill read and amended in Section 1 by striking out the words, "\$10,000.00 per year," and by inserting in lieu thereof the words, "\$8,500.00 for a period of 9 months," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Lands, Buildings and Housing Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

(Mr. Duff not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2101. Resolution authorizing and directing the Law Department to petition the Court for the sale to Samuel P. Pusateri all that certain lot or piece of ground situate on Muriel street at the corner of S. 12th street, 17th Ward, for the sum of \$3,000.00.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

(Mr. Duff not voting).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Leonard:

Mr. President, I ask unanimous consent to submit for Council's consideration a matter which, in my opinion, is important to the City of Pittsburgh. I submit this question at this time because, if the Council approves, legislation will have to be presented to the Legislature of Pennsylvania not later than Monday, March 24, as I understand that is the last day on which papers can be submitted to that body.

As all the members of Council know, the City of Pittsburgh owns considerable land adjacent to the Leech Farm Sanatorium, in the 12th Ward, included in which is other property acquired by the City, known as the Hartman Farm and the St. Margaret Hospital property.

On many occasions during the past several years the question of utilizing this land for home sites has been discussed, but so far nothing tangible has resulted.

The Federal Government has considered this property for a convalescing hospital, but it, too, has done nothing definite in the way of purchasing this property. Therefore, I believe that the City should do something to put this property on the market, so that it may be utilized by war veterans who desire to erect new homes. In this latter proposal attempts were made to secure the cooperation of the Federal Government to share in the cost of making surveys and laying the land out in lots, so that they could be sold individually to war veterans.

I discussed this matter several times with former Mayor Cornelius D. Scully and he and I consulted the City Planning Commission and had a program mapped out which we all thought would be successful. We then took the matter up with the Federal Housing Administration and obtained information from this agency that if this property were laid out in lots and sold individually to veterans on which to erect homes, for one dollar, would the F. H. A. recognize that as a down payment; in other words, if the F.H.A. would consider the cost of the lot as a down payment on the house. And then the owner would not have to pay for the lot until he paid off the cost of the house, or if he sold the house, the lot would be included in the sale price.

Before the City can undertake the sale of these lots, it would be necessary to obtain authority from the State Legislature to permit the City to borrow money, or use the City's credit, to pay the cost of laying out the lots, paving, curbing and grading the streets in the plan, and the construction of storm sewers. There would be about 1,000 lots in all three properties according to the plans prepared by the City Planning Commission, and the smallest lot would be 50 feet by 100 feet. Streets of adequate width would be provided. Also included in the development of the land would be recreational areas.

If the City would be given this power by the State Legislature, a veteran could purchase a lot under the GI Bill of Rights, and pay for the lot after the purchase price of the house is paid off. The F.H.A. is one of the best tax sources that the City has, because under this plan the City would be collecting annually taxes not only on the land but on the buildings. It has been figured that these lots would be sold for a sum of \$800.00. I think this is one of the best plans that the City of Pittsburgh has to offer.

I am asking my colleagues in Council, or the City Administration for that matter, to consider this question and have prepared for introduction in the session of the State Legislature on Monday, March 24, a bill to permit the City to do the things I am talking about.

If the Government decides to take this property, no action would be required by the Legislature; but if the Government doesn't take the property and the City did not get the authority of which I am speaking at this session of the Legislature, the City would be compelled to wait another two years before submitting the proposal to the Legislature. This is a good, sound business proposition, but before we can act we must secure legislative approval at Harrisburg.

For the information of Council, I might state that there are about 269 acres in these three properties, and the greater portion of it could be utilized for building purposes.

I submit this proposition for Council's consideration and action. Probably this could be included in the bills known as the "Pittsburgh Package," as I don't want to assume personal responsibility for sponsorship of a bill such as I believe necessary.

This territory is well known to me. I have lived in the East Liberty district for many years, and I am very much interested in its development. This territory is easily accessible to transportation and shopping centers. If something is not done at this session of the Legislature, the matter will lie dormant for another two years.

Here is a splendid opportunity for the City to provide sites on which people can build homes. The bill covering the subject can either be tied up with the legislation known as the "Pittsburgh Package," or it can put in as a separate bill. As I said before, I do not want to assume responsibility for its sponsorship; I think it should be an administrative measure, having the united support of this Council and the Mayor. If the City can sell these lots as I have suggested and homes are erected thereon, it would produce tax revenue which otherwise is not forthcoming.

If I might make the suggestion, I think the Law Department or someone else connected with the City Administration should prepare the bill for submission to the State Legislature. I therefore urge my colleagues in Council to give this matter serious and prompt consideration, so that the legislation can be prepared for presentation to the Legislature at its next meeting.

I have studied the housing situation and have been in several cities that have had private development, particularly in Washington. And if you go to Richmond, Virginia, today you will see some fine homes going up. This is one of the best plans or best ideas they have ever seen or heard of, and the same development could be made of the property I am speaking about if the City gets the authority from the State Legislature to do the things I am speaking about.

Mr. Wolk:

Mr. President: Last Friday evening representatives of 36 municipalities out of a total of 127 in Allegheny County assembled at the Fort Pitt Hotel and passed a resolution opposing the Bill enabling Allegheny County to pass a Smoke Elimination Ordinance. They specifically stated that they were in favor of smoke elimination but opposed the lodging of that power in the County of Allegheny on the ground that it violated the principle of Home Rule or Local Sovereignty.

Whether this action was a sly, deliberate attempt to sabotage smoke control in Allegheny County or not, I

do not know. The result, if they succeed, would be the same. It requires very little intelligence to realize that 127 municipalities, without binding unified effort, could not possibly solve any air pollution problem. By using Home Rule as a pretext for a false objective, these men have retarded rather than advanced the cause of Home Rule in municipal affairs.

Smoke control is only incidental in this discussion today, although I could justify the program completely on other grounds as well as the important health angle. What I have to say would apply with equal force if the action of these men was against a County-wide program for the prevention of tuberculosis, syphilis or any other public health hazard. When these men falsely speak of Home Rule in a public health matter such as this, I am disturbed, because I would like them to state what their heroic efforts have been in the past, what their communities are actually spending and what success they have achieved, to prevent sickness on the level of their own communities.

What is Home Rule that they so glibly talk about? The answer is simple. When a power is properly lodged in a local government,—and I say properly lodged,—then the local government should also be given all the means to carry it out completely for the benefit of its people. But where the power should be lodged, in what division of government, that is another question.

Let me make myself absolutely clear. I am speaking of public health and the prevention of disease, paramount objectives of any enlightened community. I do not assert, nor do I desire, that any power be taken away from any of the 127 municipalities of Allegheny County to protect their people from disease or sickness. They should retain this power. What I do assert emphatically, and what I do desire, is that no community shall have the power to remain unclean and unhealthy at the expense of and to the great harm of her neighboring communities.

Disease knows no geographical bound-

dary lines, nor is it a respecter of persons. Neither does smoke, the pollen of ragweed, fly ash, noxious acids, dust or any other air pollution. When it comes to public health and the prevention of disease, the power to eliminate health hazards or prevent them should be lodged in a governmental body large enough geographically to do a creditable job. The County is the minimum for this purpose. Then the County should have Home Rule to use the means necessary to accomplish the objective. This approach would not affect the Home Rule of any local community in the County, but would aid every one of the communities to prevent disease and health hazards generally.

Suppose a person suffering from a contagious disease goes from McKeesport to Coraopolis. Suppose he starts an epidemic of that disease in Coraopolis, which spreads and creates havoc in that community and surrounding communities. Can Coraopolis solve its own health problem? It would call on the State and even the Federal Government for help. It is easy to understand that Home Rule would not apply in such a case. It is no different in the manifold cases of sickness that result without epidemics but which are causing untold suffering every day of the week for which public officials feel no responsibility.

In the December issue of the Woman's Home Companion, I read an article entitled "Disease a la Carte." If public officials would read this article, they would be so disturbed that they would not rest until a sound program of public health and disease prevention was established for the entire County of Allegheny. Sickness and disease can spread so easily by contact of the most innocent kind. I am not talking about prostitution. That is serious. I am talking about the thousands of ways that illness can be contracted unconsciously and without our own fault.

I have before me a tabulation showing the amount of money each of the communities of Allegheny County spent in 1944 for the prevention of health hazards. If I read these figures to

you, you would be shocked at the small amount that is spent for this purpose. Do the people of the communities whose public officials claim that a County-wide Smoke Elimination Ordinance would diminish local sovereignty, know how little is spent by these officials to protect the people from disease and sickness generally? If they did, they would rise in righteous indignation.

I am for Home Rule for all of the 127 municipalities, but not to permit any of them to do great harm to its neighboring communities.

If we are united on a sound program for public health and the prevention of disease we can make Allegheny County one of the cleanest, healthiest, safest, most beautiful and most desirable places in the entire country in which to live and work. Let us all join efforts to accomplish this important result.

Mr. Leonard:

Mr. President: That is a very nice speech on public health. That is all right. I only know what I heard Mr. Wolk state, but I think a lot of resentment coming from the boroughs and townships goes back to the old question that I asked. It is not a matter of opposing smoke abatement. As I understand it, it does go back to the old question, what is it going to cost Little Joe? Nobody knows what it is going to cost.

Mr. Gallagher presented

No. 2143. Whereas, The residents and property owners of Shadycrest Village have petitioned the Council for aid in having the Pittsburgh Motor Coach Company operate a shuttle bus line from Shadycrest Village to the business district in Beechview, with transfer privileges to street cars operated by the Pittsburgh Railways Company on Broadway or Beechview avenue, 19th Ward, and

Whereas, This matter was discussed several times before Council with representatives of Shadycrest Village and a representative of the Pittsburgh Motor Coach Company, and at the last hearing held Wednesday, March 12, 1947, the representative of the Pitts-

burgh Motor Coach Company assured the members of Council and the residents of Shadycrest Village that the Company would establish bus transportation service for the district as soon as new buses are available, contingent upon the City of Pittsburgh making adjustments in the street lines at the intersection of Crane avenue, Tropical avenue and Beechview avenue, Now, therefore, be it

Resolved, That the Council of the City of Pittsburgh, on behalf of the residents and taxpayers of Shadycrest Village, express its appreciation to the Pittsburgh Motor Coach Company for its action in providing these people with shuttle bus transportation service, and that Council assures the Trustees of the said Motor Coach Company that the City, at its own cost and expense, will make the necessary improvement by widening the street corners at the intersection of Beechview avenue and Tropical avenue with Crane avenue, and be it further

Resolved, That the Director of the Department of Public Works be requested to immediately prepare for submission to Council whatever legislation is necessary to carry out the street corner widening at the above intersection, and be it further

Resolved, That the Clerk of Council be instructed to forward a copy of this resolution immediately to the Trustees of the Pittsburgh Motor Coach Company, the Director of the Department of Public Works, and the Chairman of the Committee representing the people of the Shadycrest Village.

Which was read.

Mr. Gallagher moved

The adoption of the resolution

Which motion prevailed.

Mr. Gallagher:

Mr. President: I think it is proper for me to state at this time that ever since I have been a member of Council I have consistently urged that the City actively resist any and all unreasonable rate increases sought for gas, electricity or any other utility.

Therefore, I am gratified to note in

recent issues of our Pittsburgh papers that the vigorous attack made by our City Solicitor, Miss Anne X. Alpern, and the attorneys associated with her in the Law Department, has resulted in a victory.

I refer to the fact that the Superior Court in its decision of a few days ago threw out the appeal of the Equitable Gas Company and sustained the Public Utility Commission in its ruling against any advance in rates.

These rate cases, perhaps, do not get the attention they deserve, but I would just like to remind my colleagues that this decision means that the residents of Pittsburgh alone will save \$1,400,000.00 a year as a result of the court's ruling. Since the company filed its schedule for higher rates on December 11, 1944, the saving will amount to over \$3,000,000.00.

I put this comment upon the record to encourage this Council to follow a policy which will call for continued strenuous objection to any efforts in the direction of higher utility rates.

Mr. Stewart:

Mr. President: Since we last met a very important event has taken place. I refer to the statement made by the Consolidation Coal Company, Mr. Love, president, relative to the steps his company will take in reference to the enforcement of the Smoke Ordinance.

The Company will bring in an adequate supply of low volatile coal and will, if necessary, help finance the dealers, and will aid manufacturers and dealers in stokers and smokeless coal and other necessary equipment and the Company will provide a 24-hour stoker service center.

In addition to this and perhaps even more important, the company plans to extend very greatly its plant for the production of disco, a smokeless fuel which is produced from coal. Also the company says that it will retain in the Pittsburgh area the disco or a large part of the disco which is now produced, some of which is now sent out.

Mr. President: In my opinion this guarantees the success of our smoke

control ordinance, and it is particularly pleasant for me to be able to make this statement in view of the fact that, as you know, I have, on several occasions been rather critical of this company in regard to its attitude with respect to the smoke ordinance. Mr. Love's statement is good news for Pittsburgh. It seems to me also that it is good business for Mr. Love's company. I believe that this removes the objections of the retail coal dealers which they raised, to complete enforcement of the ordinance in October of 1947. Mr. Love has some reservations, to be sure, and he expresses some doubt with respect to domestic users who do not have central heaters. Although his statement does not, to my mind, really show the basis of his doubt, I take it that it comes from the fear that low volatile coal cannot be burned successfully in the ordinary coal stove unless it is available in lumps. I do not know whether this is a correct assumption or not, but it seems to me his fears are not necessary, and, I hope that they will not be well founded. There isn't any reason why sufficient low volatile coal in the proper sizes cannot be available for the smokeless stoves. In any event, Mr. Love's statement with respect to the small consumers (Mr. Leonard's "Little Joe"), I do not think this will be serious because our own enforcement officers, being of good judgment and good sense will be able to gage enforcement where hardship may exist.

Mr. Leonard:

Mr. President: I read the Consolidation Coal Company's report with great interest yesterday. I read the Consolidation Coal Company's report in this morning's paper with great interest, and I notice that one conflicts with the other.

The only thing I want to say is that on July 12, 1941, at 10:00 o'clock in the morning, I stood right in this same place and predicted, and it is a matter of record, that is exactly what is going to happen. That the coal concerns were going to go along with this ordinance because there is one clause in our smoke ordinance that prohibits the individual retailer of coal

to sell coal to anybody that does not have a stoker or smokeless stove. That is in the Act and he is not permitted to sell coal to such an individual in the City of Pittsburgh. I said we are going to create a monopoly. The same big coal company or coal companies, through this ordinance, are the only ones that are going to be able to afford to go into the processing of smokeless coal, and in order for the small retailer to have a market in the City of Pittsburgh he is going to have to send his coal through the big company in order to produce it. Maybe it is a good thing and maybe it is not. The operators have to go there in order to get their coal. I don't say it is not all right, but what are we getting into? This is America. The President of the United States went into the White House on his plea against monopolies. But it is not the business of public officials to create a monopoly on any merchandise. Let's not get into this thing too far. I am not saying postpone the smoke ordinance. I have gone along with practically everything you want but I reserve the right to vote my convictions. I think this is serious and I think Mr. Love makes a statement himself how serious it is. I will repeat, Little Joe who is getting forty, fifty or sixty dollars and has a family has a hard time to live today and can hardly make ends meet. I like good air and I like health and I don't like dirt, but at the same time are we going to create a monopoly and be party to a monopoly?

Maybe I am wrong. But we are getting to the place where we must know how much it is going to cost Little Joe and the little public. A gas conversion burner that sold for \$25.00 in 1941 is selling for \$165.00 now and you can't buy them. The Public Utility Commission has got them by the throat. If the people want to change over to gas their lines are overtaxed and throw 70,000 people out of work. I say, let's sit down and find out what it is going to cost these people who can't afford to pay for it.

I will refer you to the record of July 12, 1941, the Sun-Telegraph had an

editorial and they said in the editorial what amendments we will have to offer, and referred to the monopolies that would be created. They said the bill was untimely. I happened to run across that in an old scrap book. I am not saying to postpone it but I do say we will have to go further. Right now, I am interested in the little fellow, what it is going to cost him. Everybody shuns that issue, and say you will have less dirt to clean and you will have less laundry work. If we could find out what it is going to cost. It is only natural for me to feel the way I do. I have represented the working people. Don't you think. Mr. Chairman, there should be some ceiling for this equipment? Why can't we sit down with industry and work out a ceiling price and let's see that the little fellow is taken into the picture. I said in 1941 that I was of the opinion that the issue was too big and that it should go to the ballot of the people and let them decide. I am not against your smoke bill, but I want to know what it is going to cost.

The Chair:

Our record shows no response to Mr. Leonard's suggestion that legislation be prepared authorizing the City of Pittsburgh to borrow money, using City-owned land for collateral; the money to be used for the development of the land in question.

We rather quickly changed the topic from that problem to the Smoke Ordinance. The Chair did not know what Mr. Wolk was going to talk about. I am sure that no one wanted to shrug off Mr. Leonard's recommendation.

There are many legal, legislative and financial elements to be considered and I am not aware that they have been referred to any department of the City for study or recommendation. If we are seriously bent on this program we don't have much time. We had better get started. I would suggest that you take the matter up in Committee tomorrow.

Mr. Leonard:

Mr. President: I could say this honestly, I have been in St. Louis as much

as any other member of Council. There is one thing I would say, Tom Gallagher talked to labor people and they seemed satisfied with it when they were putting it in. But we have a labor man in St. Louis, a man that was with Doctor Tucker the first time he appeared in Pittsburgh. He was his clerk. He said the situation in St. Louis is much different than the situation in the City of Pittsburgh. In St. Louis they have no natural resources. Topographically and geographically the country is more flat and don't have the mountain region. The most important reason is that there are no natural resources in St. Louis. Gas, coal, oil are brought into St. Louis. Since that conversation I have had talks with different people on the question of oil. Most of all the coal that came into St. Louis was brought in from Southern Illinois. The type of coal that comes from the mines in Springfield, Illinois, is what we call run-of-mine coal. Here in Pennsylvania, the best bituminous coal comes from this section. We have natural gas in this section.

Mr. Gallagher:

Mr. President: At the time we were in St. Louis I was not fully convinced on this Smoke Abatement Act before Council. As Mr. Leonard has said, we called quite a number of labor officials there, and I also made a survey of a cross-section of the population. I talked to bartenders, barbers, bell-hops, housewives and laundry workers, and everybody seemed to be of the opinion that the smoke abatement ordinance was a good thing from a cleanliness standard and from a health standard. Some of them said they had sinus trouble and since smoke abatement they were rid of it. One thing that convinced me that the smoke act was working successfully in St. Louis, Mr.

Leonard and I went to a champion wrestling match and I was surprised to see the number of men wearing light topcoats and light hats. I talked to some of them about it and they said before smoke abatement went into effect they couldn't wear such light clothes. I feel if they were successful there, why not successful here. I am just as staunch defender of Little Joe as any other member of Council and I am firmly convinced that when the smoke abatement act is enforced if there is any hardship caused that we will find some way to have enforcement without hardship. We are going to make Pittsburgh a better City in which to live and work, and with all these improvements that are expected to be made in Pittsburgh we must get rid of smoke.

Mr. Leonard:

Mr. President: In St. Louis there is a different kind of industry. St. Louis does not have steel mills and St. Louis does not have a lot of other things. Don't forget that there are no natural resources in St. Louis except the top run of coal. Coal that was used in St. Louis is shipped in anyway. There are a lot of angles. There is another thing that we must consider in Pittsburgh,—that we are not a dumping ground for a lot of cheap volatile coal. You will find some very cheap processed coal that is sold at eleven and twelve dollars a ton.

Mr. Leonard moved

That the Minutes of Council of Monday, March 10, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Leonard

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, March 24, 1947.

No. 11.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, March 24, 1947.

Council met.

Present:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Absent: Mr. Stewart.

PRESENTATIONS

Mr. Demmler presented

No. 2144. An Ordinance providing for a contract or contracts for equipment and building repairs and appurtenances at Ross and Howard Pumping Stations, and appropriating funds for the payment of the cost thereof.

Which was read and referred to the Committee on Filtration and Water.

Mr. Duff presented

No. 2145. An Ordinance authorizing the issuance of warrants in favor of the E. W. Coal Company in the sum of \$666.50, et al., for coal, automobile parts, pencil carbon, oxygen, ice cream, films, dental materials, plates and negatives, blue-printing and gasoline for the Department of the

Mayor, Department of Law, Department of Public Works, Department of Public Safety and Department of Public Health, without previous authority of law.

Also

No. 2146. Resolution authorizing the issuing of a warrant in favor of Selma H. White and Julius White, her husband, in the sum of \$108.15 in full settlement of their claim against the City for automobile damaged November 7, 1946 by Bureau of Highways and Sewers car on Shady avenue at Howe street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2147. Resolution authorizing the issuing of a warrant in favor of Della M. Davis in the sum of \$524.75 in full settlement of her claim against the City for porch damaged to the extent of \$344.00 and shrubs and lawn damaged to the extent of \$180.75 at 200 Tennyson avenue, by Bureau of City Refuse truck, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2148. Resolution authorizing the issuing of a warrant in favor of Michael Donnelly in the sum of \$3.00, being reimbursement for a dog license purchased on January 15, 1947, to cover the license period from February 1, 1947 to February 1, 1948, said Michael Donnelly having lost possession of the dog before the commencement of the licensing period, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2149. Resolution authorizing and directing the Collector of De-

linquent taxes to strike off the tax books a charge of \$25.81, 1931 city tax, against George Seebick, for property on Verona Boulevard, Twelfth Ward, which charge was entered through error.

Also

No. 2150. Resolution amending Resolution No. 294, approved December 18, 1946, authorizing and directing the City Solicitor to mark the tax liens filed against the Monumental Baptist Church, situate at 2238-2240 Wylie avenue, Fifth Ward for the years 1931 to 1938, inclusive, "satisfied, without payment," upon receipt of the costs accrued thereon.

Also

No. 2151. Resolution authorizing and directing the Mayor to execute and deliver to the Peoples First National Bank and Trust Company (formerly Safe Deposit Company of Pittsburgh), successor trustee of the estate of Joseph S. Brown, deceased, a quitclaim deed of the City for lots situated in the 20th Ward, and exonerating all unpaid liened and unliened taxes of record against Mrs. M. A. Woods Estate and S. H. Wood, Trustee, upon the aforesaid lots.

Also

No. 2152. Communication from the City Treasurer submitting statement of the collection of delinquent taxes for the period March 1 to March 15, 1947; also statement of the collection of the accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2153. An Ordinance accepting the dedication of a 10-foot Way for pedestrians and utilities, as shown on the Plan of "Shadycrest Village—Addition No. 2" in the 20th Ward of the City of Pittsburgh laid out by the Steelwood Corporation for public highway purposes and opening the same.

Also

No. 2154. Communication from the Department of Public Works submitting list of streets which it proposes submitting to Allegheny County

for County aid in repaving.

Which were read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 2155. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$800.00 in full settlement of unpaid metered water charges against the property of Rosario Tirone, 23-25 Soho street, 4th Ward, for the years 1934 to 1941, both inclusive, and for the 3rd and 4th quarters of 1944 and the 1st and 3rd quarters of 1945.

Which was read and referred to the Committee on Finance.

Also

No. 2156. An Ordinance providing for the letting of a contract for the furnishing and delivery of one safety lane paint spray machine for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Also

No. 2157. An Ordinance providing for the letting of a contract for the furnishing and delivery of one hypressure Jenny for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Also

No. 2158. An Ordinance providing for the letting of a contract for the furnishing and delivery of one duplicator machine for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Also

No. 2159. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 7 auto-trucks, 6 auto patrol wagons, and 26 automobile sedans for the Bureau of Police, Department of Public Safety, and for the payment thereof.

Which were severally read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 2160. Communication from Homer R. Greene, Director, Department

of Lands and Buildings, requesting an appropriation for the purchase of a 4-door sedan automobile and a station wagon for his department.

Which was read and referred to the Committee on Finance.

Also

No. 2161. Communication from E. A. Strain asking that Rockwood avenue be opened to McNeilly avenue.

Which was read and referred to the Committee on Public Works.

No. 2162. Resolved, That the Mayor, on behalf of the City, is hereby authorized and directed to join with the County and School District, on the one part, and the following persons on the other part, in separate agreements for the sale of the following real estate free and clear of all encumbrances for the following sums, and upon receipt of the sums set forth in the agreement, to execute and deliver a deed for the interest of the City in the following real estate:

Property	Highest Successful Bidder	Gross Amount	Commission	Net Amount
Antonio Salvatore 323 Lawn Street	Ruth Newcomer c/o Prudential Realty Co.	\$2,310.00	None	\$2,310.00
Harry B. Block 1534 Center Ave.	Ruth Newcomer c/o Prudential Realty Co.	3,010.00	\$150.50	2,849.50
208-210 Flowers Ave. Rebecca Krongold	Daniel J. Piper	3,310.00	None	3,310.00

Also

No. 2163. Resolution authorizing and directing the Law Department to petition the court for the sale to Louis M. Minsky all that certain lot or piece of ground situate in the First Ward, being a portion of Lot No. 282 on Third avenue in the Woods Plan for the sum of \$7,550.00.

Also

No. 2164. Resolution authorizing and directing the Law Department to petition the court for the sale to William J. Ault, Jr., and Mary M. Ault, his wife, all those certain lots or pieces of ground situate in the 28th Ward, being Lot Nos. 503 and 504 on Steuben street in the West Pittsburgh Plan for the sum of \$450.00.

Also

No. 2165. Resolution authorizing and directing the Mayor to execute and deliver a deed to James J. Cravotta for the sum of \$600.00, conveying all the City's right, title and interest in all those certain lots or pieces of ground situate in the 14th Ward, being Lot Nos. 381 to 384, inclusive, on Olivia street in the McKelvey Grove Plan.

Also

No. 2166. Resolution amend-

ing Resolution No. 197, approved August 12, 1946, authorizing the sale of a vacant lot on Fifth avenue, between Moultrie street and Rising Way, 4th Ward, to Anthony Lebarty for the sum of \$5,000.00 by striking out the purchase price of "\$5,000.00" and inserting in lieu thereof the following:

"\$3,500.00, subject to a mortgage in the amount of \$50,000.00 given by Hubert E. Harkins to Potter Title and Trust Company, of record in the Recorder's Office of Allegheny County in Mortgage Book Volume 2077, Page 583."

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Gallagher (for Mr. Stewart) presented

No. 2167. An Ordinance amending portions of Section 22, Tuberculosis Control Program; Department of Public Health, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946, by eliminating the classification of certain positions as needed.

Which was read and referred to the Committee on Finance.

Mr. Weir presented

No. 2168. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pittsburgh Horticultural Society for the operation of refreshment concessions in Schenley Park for a period of 3 years.

Also

No. 2169. An Ordinance providing for the letting of a contract for the furnishing and delivery of one automobile for the Bureau of Parks and Recreation, Department of Public Works, and for the payment thereof.

Which were read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Wolk presented

No. 2170. An Ordinance granting unto Ronaele Realty Company, a Pennsylvania Corporation, of Pittsburgh, Pa., their successors or assigns, the right to construct, maintain and use footer projections for the new two-story frame and steel warehouse at No. 63 South 24th Street, 16th Ward, City of Pittsburgh, Pa.

Also

No. 2171. An Ordinance re-fixing the width and position of the sidewalks and roadway of Cherry way, from Diamond street to the Boulevard of the Allies.

Also

No. 2172. An Ordinance re-fixing the width and position of the roadway and sidewalks of Washington Place, from Fifth avenue to Wylie avenue.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2173. WHEREAS, House Bill 700, being a proposed Act of Assembly entitled "An Act, authorizing and empowering City Treasurers of Cities of the Second Class to sell at public sale lands or real estate upon which the taxes, assessed and levied, are delinquent and unpaid, fixing the interests of all taxing authorities

where such lands are purchased by the City; providing for the distribution of moneys received as income from or resale of such lands; and providing for a method of reselling such lands free and clear of all mortgages, ground rents, interest in or claims against said lands; and extending this Act to School taxes in said Cities," has been introduced by F. Garrett Richter of the 4th District, and referred to the House Committee on Cities and Counties of the Second Class, and

WHEREAS, Said Act will consolidate the procedure now followed in a few cases under different Acts of Assembly at great loss of time and at prohibitive expense in the reselling of abandoned vacant lots acquired at Treasurer's sale, and permit the reselling of such lots at a minimum of cost and loss of time after due advertising and publicity in one proceeding before the Court conveying a good and marketable title insurable by a title company, and

WHEREAS, It is hoped that this legislation will enable the City and School District to liquidate and resell for building purposes thousands of vacant lots held by tax title which are uninsurable in their present state without conducting lengthy and expensive Court proceedings; Therefore, be it

RESOLVED, That the City Clerk notify the Chairman and members of the House Committee on Cities and Counties Second Class that the City desires the passage of this legislation, and that a certified copy of this resolution be forwarded to said committee.

Also

No. 2174. Communication from A. Morris Ginsburg, Esq., offering 75 percent compromise on delinquent water charges against property of Mae Ida Downs, 1610 Clark street.

Also

No. 2175. Communication from A. Morris Ginsburg, Esq., offering 75 percent compromise on delinquent water charges against property of Charles Pollard, 1602-04-06 Clark street.

Also

No. 2176. Communication from James V. Parker asking reimbursement in the sum of \$125.00 for repairs to automobile damaged while on duty as a City Detective.

Which were severally read and referred to the Committee on Finance.

Also

No. 2177. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works, on behalf of the City, to grant the Julia B. Debold Estate the right to use and occupy the land area of encroachment of building on South Evaline street while the present building shall continue to stand and waiving all damages by reason of such encroachment in consideration of the promise of the Julia B. Debold Estate to relinquish and give up the said encroachment area upon the demolition or destruction of the present building.

Which was read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2178. Report of the Committee on Finance for March 18, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2119. An Ordinance entitled, "An Ordinance transferring the sum of \$1,500.00 from C. A. 1743 to C. A. Nos. 1757 and 1762, in the Bureau of Water, Department of Public Works."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2124. An Ordinance authorizing the issuance of warrants in favor of Dyke Motor Supply Co. for \$33.82, Gulf Oil Corporation for \$19.71, Joseph Woodwell Company for \$13.52, United Plate Glass Company for \$4.49 and Motive Parts Co. of Penna. for \$2.54, for supplies and materials furnished the Division of Garage and Repair Shop; and Animal Rescue League of Pittsburgh for \$4,852.00 for services rendered the Bureau of Police, Department of Public Safety, without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Duff moved

That the bill be amended in Section 1 by inserting after the words, "warrants in favor of the following" the words, "for purchases made and services rendered without previous authority of law."

Which motion prevailed.

And the bill having been printed as amended and placed upon the members' desks, was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 2179. Report of the Committee on Public Works for March 18, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2122. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Parts for Flexible Sewer Rod Machine for the Bureau of Highways and Sewers, Department of Public Works, and for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Gallagher moved

To amend the bill in Section 1 and in the title by striking out the word, "Parts" and by inserting in lieu thereof the words, "additional equipment."

Which motion prevailed.

And the bill having been printed as amended and placed upon the members' desks, was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 2180. Report of the Committee on Public Service and Surveys for March 18, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1999. An Ordinance entitled, "An Ordinance vacating Moale street from Davis avenue to the line dividing Lots Nos. 12 and 13 in the M. Faulk's Plan."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And there being three fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereof.

Also

Bill No. 1720. An Ordinance entitled, "An Ordinance vacating Acoma street from Chippewa street to Springfield street; Cavett street from Chippewa street to Springfield street; and Chippewa street from the southerly line of Cavett street to Butternut way; all in the 20th Ward of the City of Pittsburgh."

In Committee on Public Service and Surveys, March 18, 1947, bill read and amended by inserting Section 2 as follows:

"Section 2. This Ordinance, however, shall not take effect or be of any force or validity unless B. Harvey Harvey, owner of property abutting on said streets, as vacated, shall, within thirty days after the passage of this Ordinance, pay into the Treasury of the City of Pittsburgh, the sum of \$1,000.00."

and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Wolk moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Gallagher
Duff	Leonard

Weir
Wolk

Kilgallen, (Pres't)

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereof.

Mr. Weir presented

No. 2181. Report of the Committee on Parks, Recreation and Libraries for March 18, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2130. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 1 Gasoline Engine Chain Saw for the Bureau of Parks and Recreation, Department of Public Works, and for the payment thereof."

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard (for Mr. McArdle) presented

No. 2182. Report of the Com-

mittee on Lands, Buildings and Housing for March 18, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2125. Resolution authorizing and directing the Law Department to petition the Court for the sale to Louis M. Minsky all that certain lot or piece of ground situate on Market street, First Ward, having erected thereon a three story brick building known as 206 Market street, for the sum of \$8,900.00.

Which was read.

Also

Bill No. 2126. Resolution authorizing and directing the Law Department to petition the Court for the sale to Dennis C. King all those certain lots or pieces of ground situate in the 15th Ward, being Lots Nos. 68 and 69 on Tesla street in the Daniel R. Deely Plan, for the sum of \$350.00.

Which was read.

Also

Bill No. 2127. Resolution authorizing and directing the Law Department to petition the Court for the sale to Dennis C. King all that certain lot or piece of ground situate in the 15th Ward, being Lot No. 46 on McCaslin street, in the Daniel R. Deely Plan for the sum of \$150.00.

Which was read.

Also

Bill No. 2128. Resolution amending Resolution No. 306, approved December 28, 1946, authorizing the sale of City property on Spring

Garden avenue, 24th Ward, to Anthony J. Napier, for the sum of \$2,700.00 by striking out the words, "thence northwardly along the westerly line of Lager street" in paragraph four and inserting in lieu thereof the words, "Thence northwardly along the westerly line of Spring Garden avenue," and by further amending the resolution in paragraph five by striking out the words "90 days" and inserting in lieu thereof the words, "120 days."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Weir

Duff

Wolk

Gallagher

Kilgallen, (Pres't)

Leonard

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Weir moved

That the Minutes of Council of Monday, March 17, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, March 31, 1947.

No. 12.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, March 31, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't).

Absent: Mr. Duff.

PRESENTATIONS

Mr. Demmler presented

No. 2183. Communication from Walter R. Demmler transmitting communication from Jessie W. Rose relative to the state of disintegration of the Foster Memorial at 3600 Penn avenue.

Which was read and referred to the Committee on Finance.

Mr. Demmler (for Mr. Duff) presented

No. 2184. Resolution authorizing the issuing of a duplicate warrant in favor of Wm. J. and Regis F. Hanon, for \$14.70 in place of Warrant No. 86635, dated August 24, 1946, that was lost or destroyed and charging to Code Account No. 41, Refunds of Taxes and Water Rents.

Also

No. 2185. Resolution authorizing the issuing of a warrant in favor of Frances Ungerman in the sum of \$167.78 in full settlement of her claim against the City for personal injuries sustained November 15, 1946, on Basin street steps, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2186. Resolution authorizing the issuing of a warrant in favor of Sam Albo in the sum of \$138.50 in full settlement of his claim against the City for automobile damaged December 26, 1945, by Bureau of City Refuse truck at Ellsworth and Aiken avenues, and charging same to Code Account No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2187. An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,093.10 in payment for street lighting service furnished during the month of March, 1947, for the benefit of the City without previous authority of law.

Also

No. 2188. An Ordinance authorizing the issuance of warrants in favor of Russell Supply Company for \$1,830.00, Junction Coal and Coke Company for \$25.20 and Vang Ready Mixed Concrete Company for \$13.50 in payment for materials and supplies furnished in the Department of Public Works, for the benefit of the City without previous authority of law.

Also

No. 2189. An Ordinance authorizing applications to the Federal Works Administrator for advances for plan preparation of public works under Title V of the War Mobilization and Reconversion Act of 1944 and the execution of Agreements with the said Administrator.

Also

No. 2190. An Ordinance providing for a contract or contracts for the construction of concrete steps and appurtenances thereto at various locations in the City of Pittsburgh, and for the payment of the costs thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 2191. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheet Z-N10-E30, by changing from a "B" Residence and First Area District to an "A-B" Residence and Third Area District, all that certain property, now classified "B" Residence District, fronting on the southerly side of Penn avenue extending eastwardly from South Richland street to South Braddock avenue.

Also

No. 2192. An Ordinance authorizing and directing the construction of a public sewer on Meritt avenue, from a point about 20' west of the easterly terminus to the existing sewer on Sanderson avenue, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 2193. An Ordinance authorizing and directing the City Controller to transfer the sum of \$329.30 from Code Account No. ----- to Code Account No. 1487, Equipment, Bureau of Building Inspection.

Which was read and referred to the Committee on Finance.

Also

No. 2194. An Ordinance changing the name of Edgerley street, in the 27th Ward, between Preble avenue and the Ohio River, to Tracy street.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McArdle presented

No. 2195. Communication from the Department of Lands and Buildings requesting an additional appropriation of \$1,404.00 for the installation of a men's toilet room on the first floor of No. 17 Engine House.

Also

No. 2196. Communication from the Department of Lands and Buildings requesting authority to employ two additional electricians to install electrical equipment for the Department of City Treasurer and the Department of Public Health.

Which were read and referred to the Committee on Finance.

Also

No. 2197. Petition for the laying of sidewalks on both side of Queensboro avenue, between Woodbourne and Berkshire avenues.

Which was read and referred to the Committee on Public Works.

Also

No. 2198. Resolution authorizing and directing the Law Department to petition the court for the sale to John Ullrich and Marie Ullrich, his wife, all that certain lot or piece of ground situate on Fourth avenue, First Ward, having erected thereon a three story brick building known as 428 Fourth avenue, for the sum of \$22,500.00.

Also

No. 2199. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings, in the name of the City, to enter into and execute a lease with Anna B. Dietrich, Harold D. Cochrane, Gladys C. Strauch and Louis H. Cochrane, Jr.

for the building now occupied as a branch library, and situate on Brighton road, near Woods Run avenue, for a term of one year, beginning May 1, 1947, and ending April 30, 1948, at an annual rental of \$1,500.00, payable in monthly installments of \$125.00 each, to the Cochrane and Dietrich Property Account, chargeable to and payable from Code Account 1361, Miscellaneous Services, and the owners of said building shall pay all taxes, municipal claims and water rents and any other charges against said building during the term of this lease, said lease to be approved as to form by the City City Solicitor.

Also

No. 2200. Resolution authorizing and directing the Law Department to petition the court for the sale to F. N. Kronz all that certain lot or piece of ground situate in the 20th Ward, being lot No. 158 on Chartiers avenue in the Edward McGinness Plan for the sum of \$350.00.

Also

No. 2201. Resolution authorizing and directing the Law Department to petition the court for the sale to Joe Schilit and Bessie Schilit, his wife, all that certain lot or piece of ground situate on Penn avenue, 2nd Ward, having erected thereon a three story brick dwelling known as 1812 Penn avenue for the sum of \$6,000.00.

Also

No. 2202. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to execute and deliver a deed to Esther E. Robb, for the sum of \$600.00, for property fronting on Antietam street, Tenth Ward, being a portion of Lot No. 483, in the Samuel Garrison Plan, which was condemned by the City for public purposes by Ordinance No. 228, Series 1942, providing that the purchase money shall be paid within sixty days from the date of approval of this resolution.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 2203. An Ordinance pro-

viding for the letting of a contract for placing fire insurance for a term of three years on the contents and buildings at the Pittsburgh Tuberculosis Sanatorium, Washington Boulevard, and the Municipal Hospital, Terrace and Darragh streets and for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 2204. An Ordinance amending Zoning Ordinance No. 372, approved August 9 1923 by making a change in Item (4) of Section 8½.

Which was read and referred to the Committee on Public Works.

Mr. Wolk presented

No. 2205. An Ordinance repealing Ordinance of Overbrook Borough, No. 302, approved December 23, 1929, entitled, "An Ordinance locating and opening a Boulevard to be known as Brookline Boulevard Extension from Briggs street in the 'Brookdale Plan' northwestwardly to Brookline Boulevard in the 'Fifth Ward, Brookline Plan, 19th Ward, Pittsburgh, providing for the opening of the same and the assessment of benefits for the payment of the cost, damage and expense thereof."

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2206. Communication from Lewis M. Alpern, Esq., requesting satisfaction of lien filed against property of John B. Robbins and his wife in the 15th Ward assessed in the name of Joseph C. Shaffer and his wife.

Also

No. 2207. Communication from George J. Walters, Business Agent, Bricklayers' International Union No. 2 of Pennsylvania, calling attention to newly established wage rate for members of Bricklayers' Union.

Also

No. 2208. Communication from John Petrocelle complaining of error in assessment of taxes on property on Graymore avenue, 20th Ward.

Which were severally read and referred to the Committee on Finance.

Also

No. 2209. Petition of citizens in the vicinity of Jacksonia street, Brighton road and Brighton place requesting additional lighting.

Also

No. 2210. Communication from S. H. Malone, Secretary, The School District of the Borough of Crafton, protesting against the disposal of refuse on the old Bell Farm, 28th Ward.

Also

No. 2211. Communication from Frank J. Andrews, Corresponding Secretary, Retail Master Bakers' Assn. of Western Pennsylvania, protesting against the present garbage collection system in the City.

Also

No. 2212. Communication from Albert R. Albaugh, Secretary, Sheraden Board of Trade, urging the erection of a foot bridge across the ravine from near Jack's Corner on Chartiers avenue to near Thayer or Tuxedo street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2213. Communication from Helen Goodman, Secretary, The Squirrel Hill Board of Trade, requesting Council to provide for ball playing in Frick Park at the Beechwood Boulevard entrance to the Old Country Club Golf Course.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Also

No. 2214. Communication from Wilkinsburg Borough Council extending thanks for services rendered by several fire companies of the City under Chief William Davis at recent fire in Wilkinsburg.

Which was read, and referred to the Committee on Public Safety.

Also

No. 2215. Communication from

Nu-Homes of Pittsburgh, Inc., regarding acquisition of land under jurisdiction of City, County and School Board for erection of aluminum homes for veterans.

Also

No. 2216. Communication from Harry M. Aronson, Esq., in behalf of Commonwealth Investment Company, owners of property at 400-402 Penn avenue, purchased by City, County and School District at tax sale at D. T. D. 412 October Term, 1937, stating desire to redeem said property, requesting to know amount due and when deed can be delivered.

Which were read and referred to the Committee on Lands, Buildings and Housing.

REPORTS OF COMMITTEES

Mr. Demmler (for Mr. Duff) presented

No. 2217. Report of the Committee on Finance for March 25, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2167. An Ordinance entitled, "An Ordinance amending portions of Section 22, Tuberculosis Control Program, Department of Public Health, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' approved December 28, 1946, by eliminating the classification of certain positions as needed."

Which was read.

Mr. Stewart:

Mr. President: I am informed that the City Controller takes the position that a certificate of emergency is necessary before the passage of this bill.

Mr. Stewart moved

That Bill No. 2167 be laid over until a certificate of emergency is received.

Which motion prevailed.

Also

Bill No. 2120. An Ordinance entitled, "An Ordinance setting aside and appropriating the aggregate sum of \$43,812.00 from Bond Fund No. 170, General Public Improvement Bonds of 1946, Series A, for the payment of cost incurred in connection with the preparation of plans for the general and particular revamping and re-planning of the City's street system as related to a Master Highway Plan for the City, and to the Master Plan of the City in all its phases, by the Department of City Planning."

In Finance Committee, March 25, 1947, bill read and amended in Section 1 and in the title by striking out the amount, "\$43,812.00" and by inserting in lieu thereof the amount, "\$29,208.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Leonard:

Mr. President:—On Bill No. 2120 where we are appropriating \$29,208.00 out of Bond Funds for General Public Improvements for a so-called Master Plan, just for information, how much did we appropriate last year for that? Does anybody know offhand?

Mr. Wolk:

Mr. President:—They asked us for \$40,000.00 and we only gave them part of that, because we didn't have the money, and we said we would give them the balance in the spring, and that is the balance.

Mr. Leonard:

How long has this master plan been in progress? Does anybody know that?

The Chair:

That is probably in our files, but in the absence of Mr. Duff, I don't suppose any of us would want to rely on our memories.

Mr. Wolk:

It is a tremendous program.

Mr. Leonard:

I agree with Mr. Wolk, it is a tremendous program, but I would like to know the amount of money that has been spent over the period of years on the so-called master plan. I don't want to hold this bill up but if I could only get the cost, and I want to know if any of the employees are working on anything else besides the master plan.

The Chair:

That information is available to any member of Council and it is available to Council as a whole, to ask for that information. I suppose we could send for it.

Mr. Wolk:

I don't want to hold this bill up.

Mr. Leonard:

I am not of the opinion that this is a lot to know of this. Although they asked for \$43,000.00 we only gave them \$29,000. This is getting like Tennyson's poem "The Brook"—it goes on and on. The only thing I want is good common-sense answers and first-hand, I can understand. From my knowledge this has been going on since I have been in Council, year after year and covers a multitude of sins.

Mr. Wolk:

I am voting for this thing on its merits, and I am for it.

Mr. Leonard:

That is the reason I am getting up as an individual. I am not trying to get anybody to agree with anything I say. I am for things on their merits.

Sometimes we get filled up with a lot of things. I understand for eight years it is different employees every time we appropriate. Whether we have lost employees by industry you can't tell and you can't blame them for that, but this thing is running into a tremendous amount of money and I think we should be familiar with the facts.

Mr. Wolk:

Anybody can go up to the Planning Commission and see what is being done.

Mr. Leonard:

I say nothing is being produced.

Mr. Wolk:

Yes, there is something being produced.

The Chair:

Mr. Leonard wants us to move as a body to get certain information from the City Planning Commission.

Mr. Leonard moved

That the Department of City Planning Commission advise us first, as to the amount of money appropriated for this project since its inception; secondly, how long it has been in progress, and thirdly, how much more it is going to cost.

Which motion prevailed.

Mr. Leonard:

How much more it is going to cost after the \$43,000.00 or the \$29,000.00—is going to be the problem. I say, eight years since I have been in Council it has been going on. All right, that is a long time to be planning. I say, it is planning along the line of Tennyson's brook. Where is the stop going to be?

I want to add to my remarks if it is in order, I looked at that book of the Master Plan—it has been in progress 21 years.

The Chair:

Do you think that is a long time?

Mr. Leonard:

Do I think it is a long time? The whole world fought a war. That started before the war to do away with all wars, I don't know. I am only bringing your attention to it. Do you want to continue business like that by showing us beautiful pictures? That is a long time. 21 years of planning. I hope it doesn't take 21 years of planning for the new set-up.

Mr. McArdle:

Mr. President:—I don't want to be put in the position for something that I don't know what it is all about. There are two ways that you can accomplish this thing. You can go and ask them for an estimate and give them a blanket appropriation out of one your's budget or else you can agree with the Planning Commission and pay as you go along. That is what we are doing in this particular instance. We were put on notice at the budget making that the money appropriated was not sufficient to carry on. We said "that when it comes around the spring we will replenish your appropriation." That is what we are doing. If we want a Master Plan we have to pay them for it, and in the particular instance the plan has not been completed. The decision that is to be made by this body is whether we want to stop this plan and so notify the Planning Commission, and if we don't we have to pay for the cost until it is completed. It is not the only thing they are doing up there.

It is rather strange for me to be in a position to take sides with the Planning Commission, but I don't want the record to show that we are just appropriating money and we don't know what it is all about. There has to be something produced for the money spent, and in my opinion the question is whether you want to continue the master plan or want to cut off the appropriation and leave it stop as it is at the present time.

Mr. Leonard:

Mr. President:—I don't think I am asking for too much. How much did it cost and how much is it going to cost? I don't think there is any-

thing wrong asking that after something is going on for 21 years. I certainly don't want to see it go on for 21 more years. If my memory serves me right, I think we asked the same question a couple of years ago. That is all I am doing. I am repeating, and any member of Council has the right to do that, and I want to know what is a long time without anybody saying when it is going to be completed.

Mr. McArdle:

Mr. President:—Yes, I asked a lot of questions and I am asking again now, if I wanted a report I would have asked for that bill to be held in Committee last week or I would have asked that it be reported out affirmatively subject to the information I wanted.

Mr. Leonard:

Mr. President:—I can answer that in my own way. If I am not satisfied with the answers I get and I want to know more about it I am asking through Council. I realize everybody is pulling together for Greater Pittsburgh and a lot of things are hidden. They are hidden from the public but everybody goes on the popular programs. I think it is great, the administration, the public press, the Garden Clubs and societies are for a better Pittsburgh. This situation has been going on even before anything was conceived of Pittsburgh packages or anything such as they are. Sometimes you get to the very unpopular position in life, particularly if you are in public office and sometimes you need help by asking questions. Let's pick on a little Chinese language, or I think you know what I mean. I know when I ask a question I am going to have a fight on my hands. Particularly you, Mr. Chairman, you are very fair in your deliberations, I know I can go to the Planning Commission and get those answers. Maybe somebody else should also get alongside of me and get the answers. I could stand up and have the bill recommitted. I know Mr. Wolk is playing a part in the rejuvenation improvement.

Mr. McArdle:

Mr. President:—I am not objecting to information. What I am referring to is Tennyson's brook; that I am voting for something that I don't know what it is about. I want the record to show that as far as I am concerned, as far as this Master Plan, not that I feel it is necessary, it helps a lot of people. We are here right now trying to get a lot of new things into Pittsburgh and to give a lot of valuable information. I think for the money I have voted for that we have gotten one hundred cents on the dollar up until now, and when the time comes I don't think it is a proper appropriation I will vote No on the appropriation.

Mr. Leonard:

Mr. President:—I have always voted for it. I don't think I am wrong when I say "Tennyson's brook." That is not a hard question to ask and a hard question to answer.

Mr. McArdle:

Mr. President:—I don't think there is anything wrong with it, but Mr. Leonard makes the inference we are voting for something we don't know what it is all about. If you want a proposition up here and ask them to give an estimated cost of what this is to be when it is completed that is all right. But you know this is the way to keep a check on it and give them so much a year and find out when they come up here. We are not in a position when it costs a million dollars or seven hundred fifty thousand dollars—we don't have the money, and the best proof of that we didn't have the money for this year. We told them we would replenish their funds and this is what this bill does.

Mr. Leonard:

Mr. President:—In that report, was there any work by the Works Progress Administration done on it?

Mr. Wolk:

Mr. President:—Originally, it might have been done. I don't know

The Chair:

I think the answer is Yes. It

goes back a number of years and the memory of the Chair is not clear enough to answer specifically.

Mr. Leonard:

Mr. President:—I though maybe a good bit of it was held over from the WPA.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2145. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of the E. W. Coal Co., in the sum of \$666.50, et al., for coal, automobile parts, pencil carbon, oxygen, ice cream, films, dental materials, plates and negatives, blue printing and gasoline for the Department of Mayor, Department of Law, Department of Public Works, Department of Public Safety, and Department of Health, without previous authority of law."

In Finance Committee, March 25, 1947, bill read and amended in Section 1 by inserting at the end thereof the following: "Howard F. Gross for out-of-pocket expenses involved in payment of Projectionist for showing motion picture in connection with public hearing held in Council Chamber on March 24, 1947, relative to operation of sanitary fill on old Bell Farm property, \$8.00, payable from Code Account No. 42, Contingent Fund," and by inserting after the words, "The above purchases were made" the words, "and services rendered," and as amended ordered returned to Council with

an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler,	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2149. Resolution authorizing and directing the Collector of Delinquent Taxes to strike off the tax books a charge of \$25.81, 1931 City tax, against George Seebick, for property on Verona Boulevard, Twelfth Ward, which charge was entered through error.

Which was read.

Also

Bill No. 2150. Resolution amending Resolution No. 294, approved December 18, 1946, authorizing and directing the City Solicitor to mark the tax liens filed against the Monumental Baptist Church, situate at 2238-2240 Wylie avenue, Fifth Ward, for the years 1931 to 1938, inclusive, "satisfied, without payment," upon receipt of the costs accrued thereon.

Which was read.

Also

Bill No. 2173. Resolution Whereas, House Bill 700, being a proposed Act of Assembly entitled "An Act, authorizing and empowering City Treasurers of Cities of the Second Class to sell at public sale lands or real estate upon which the taxes, assessed and levied, are delinquent and unpaid, fixing the interests of all taxing authorities where such lands are purchased by the City; providing for the distribution of moneys received as income from or resale of such lands; and providing for a method of reselling such lands free and clear of all mortgages, ground rents, interest in or claims against said lands; and extending this Act to School taxes in said Cities," has been introduced by F. Garrett Richter of the 4th District, and referred to the House Committee on Cities and Counties of the Second Class, and

WHEREAS, Said Act will consolidate the procedure now followed in a few cases under different Acts of Assembly at great loss of time and at prohibitive expense in the reselling of abandoned vacant lots acquired at Treasurer's sale, and permit the reselling of such lots at a minimum of cost and loss of time after due advertising and publicity in one proceeding before the Court conveying a good and marketable title insurable by a title company, and

WHEREAS, It is hoped that this legislation will enable the City and School District to liquidate and resell for building purposes thousands of vacant lots held by tax title which are uninsurable in their present state without conducting lengthy and expensive Court proceedings; Therefore, be it

RESOLVED, That the City Clerk notify the Chairman and members of the House Committee on Cities and Counties Second Class that the City desires the passage of this legislation, and that a certified copy of this resolution be forwarded to said committee.

Which was read.

Mr. Demmler moved

A suspension of the rule to

allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken agreeably to law, and being taken were:

Ayes:—Messrs

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 2151. Resolution authorizing and directing the Mayor to execute and deliver to the Peoples First National Bank and Trust Company (formerly Safe Deposit Company of Pittsburgh), successor trustee of the estate of Joseph S. Brown, deceased, a quitclaim deed of the City for lots situated in the 20th Ward, and exonerating all unpaid lien and unlien taxes of record against Mrs. M. A. Woods Estate and S. H. Wood, Trustee, upon the aforesaid lots.

Which was read.

Mr. Demmler also presented

No. 2218—

Pittsburgh, Pa., March 28, 1947.
Committee on Finance of Council
City of Pittsburgh

Gentlemen:

In re Bill No. 2151, I beg to advise that this office has made an exhaustive search of the various available assessments and tax records and found the facts with regard to the title to the six lots as set forth in the letter of March 12, 1947, from the City Solicitor.

In addition thereto, in 1938 the City Assessors discovered that these lots were assessed both in the name of the City and Mrs. M. A. Woods, and exonerated the taxes from 1914 to 1938, inclusive.

However, there remain open taxes

against the property in the name of Mrs. M. A. Woods as follows:

1885 Chartiers Township	S. \$ 8.10
1896 Elliott Borough	B. \$ 8.00 S. 11.34
1897 Elliott Borough	B. 9.45 S. 12.00
1898 Elliott Borough	B 10.00 S. 10.00
1899 Elliott Borough	B. 8.00 S. 14.50
1900 Elliott Borough	B. 9.45 S. 14.18
1901 Elliott Borough	B. 7.88 S. 14.60
1902 Elliott Borough	B. 8.00 S. 14.18

The Borough of Elliott became part of the old 39th Ward in 1902, and the next delinquent tax items against the property are as follows:

1905-----\$ 9.24	1906-----\$37.78
1907----- 25.88	1908----- 27.41
1909----- 23.99	1910----- 25.14
1911----- 25.90	1912----- 15.33
1913----- \$13.11	

The practice had been when property was sold and deeded that the delinquent taxes were not exonerated, with the result that there remain open taxes on properties the City no longer owns. That practice, of course, created confusion of the tax records. To avoid any further confusion, in all cases where property is sold, the delinquent tax office should be requested to furnish a list of City taxes, and arrangements made for the payment of School taxes, and City taxes either to be paid or to be exonerated.

It is therefore recommended that the Resolution contain a provision authorizing the exoneration of the above City taxes and the satisfying of the liens.

Respectfully submitted,

JAMES P. KIRK,

City Treasurer and Collector
of Delinquent Taxes.

Which was read.

Mr. Demmler moved

That Bill No. 2151 be recom-

mitted and No. 2218 referred to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 1739. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$54.26 in full settlement of unpaid water charges against the property of Ithan Elleonia Downs and Ida Downs, 1610 Clark street, 3rd Ward, for the 1st and 2nd quarters of the year 1946.

In Finance Committee, March 25, 1947, read and amended by striking out the amount, "\$54.26" and by inserting in lieu thereof the amount, "\$81.39," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1806. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$189.59 in full settlement of unpaid metered water charges against the prop-

erty of Charles Pollard, 1602, 1604 and 1606 Clark street, 3rd Ward, for the 4th quarter of the year 1943 and for the years 1945 and 1946.

In Finance Committee, March 25, 1947, read and amended by striking out the amount, "\$189.59" and by inserting in lieu thereof the amount, "\$284.37," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in Committee and agreed to by Council, was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation,

Bill No. 2146. Resolution authorizing the issuing of a warrant in favor of Selma H. White and Julius White, her husband, in the sum of \$108.15, in full settlement of their claim against the City for automobile damaged November 7, 1946, by Bureau of Highways and Sewers car on Shady avenue at Howe street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2147. Resolution authorizing the issuing of a warrant in favor of Della M. Davis in the sum of \$524.75 in full settlement of her claim against the City for porch damaged to the extent of \$344.00 and shrubs and lawn damaged to the extent of \$180.75 at 200 Tennyson avenue, by Bureau of City Refuse truck, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2148. Resolution authorizing the issuing of a warrant in favor of Michael Donnelly in the sum of \$3.00, being reimbursement for a dog license purchased on January 15, 1947, for period from February 1, 1947 to February 1, 1948, said Michael Donnelly having lost possession of the dog before the commencement of the licensing period, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Gallagher presented

No. 2219. Report of the Committee on Public Works for March 25, 1947, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2153. An Ordinance en-

titled, "An Ordinance accepting the dedication of a 10-foot way for pedestrians and utilities, as shown on the Plan of 'Shadycrest Village—Addition No. 2', in the 20th Ward of the City of Pittsburgh laid out by the Steelwood Corporation for public highway purposes and opening the same."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2177. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works, on behalf of the City, to grant the Julia B. Debold Estate the right to use and occupy the land area of encroachment of building on South Evaline street while the present building shall continue to stand and waiving all damages by reason of such encroachment in consideration of the promise of the Julia B. Debold Estate to relinquish and give up the said encroachment area upon the demolition or destruction of the present building.

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Wolk presented

No. 2220. Report of the Committee on Public Service and Surveys for March 25, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2171. An Ordinance entitled, "An Ordinance re-fixing the width and position of the sidewalks and roadway of Cherry way from Diamond street to the Boulevard of the Allies."

Which was read.

Also

Bill No. 2172. An Ordinance entitled, "An Ordinance re-fixing the width and position of the roadway and sidewalks of Washington place from Fifth avenue to Wylie avenue."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Demmler presented

No. 2221. Report of the Committee on Filtration and Water for March 25, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2144. An Ordinance entitled, "An Ordinance providing for a contract or contracts for equipment and building repairs and appurtenances at Ross and Howard Pumping Stations, and appropriating funds for the payment of the cost thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Weir presented

No. 2222. Report of the Committee on Parks, Recreation and Li-

braries for March 25, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2168. An Ordinance, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pittsburgh Horticultural Society for the operation of refreshment concessions in Schenley Park for a period of three years."

Which was read.

Also

Bill No. 2169. An Ordinance, entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one automobile for the Bureau of Parks and Recreation, Department of Public Works, and for the payment thereof."

In Parks, Recreation and Libraries Committee, March 25, 1947, bill read and returned to Council with an affirmative recommendation, subject to report from the Director of Automotive Equipment.

Which was read.

Mr. Weir also presented

No. 2223.—

Pittsburgh, Pa., March 29, 1947.

Mr. George Boxheimer,
Assistant City Clerk,
City Council.

Dear Sir:—

In reference to Bill No. 2169 for the purchase of one automobile for the Bureau of Recreation, please be advised that I wish to trade in one of the old cars now used by the Incinerator Garage (one 1940 Chevrolet two-door Sedan). The car purchased should be either a Ford, Chevrolet or Plymouth.

Respectfully yours,

LEO A. GILL,
Director of Automotive
Equipment.

Which was read, received and filed.

Mr. Weir moved

A suspension of the rule to al-

low the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Leonard presented

No. 2224. Report of the Committee on Public Safety for March 25, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2156. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one safety lane paint-spray machine for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 2157. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one hypressure Jenny for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 2158. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the fur-

nishing and delivery of one duplicator machine for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 2159. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 7 Auto-Trucks, 6 Auto Patrol Wagons, and 26 Automobile Sedans for the Bureau of Police, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and the noes were taken agreeably to law and were:

Ayes.—Messrs.:

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. McArdle presented

No. 2225. Report of the Committee on Lands, Buildings and Housing for March 25, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1890. Resolved, That Resolution No. 128, approved May 29, 1946, be supplemented by adding the following:

And, be it further

Resolved, That the sale of the aforesaid real estate to Edward J. Conto for the sum of \$1,800.00 shall be subject to two mortgages of record, one recorded in Mortgage Book Volume 588, Page 571, in the sum of \$6,500.00, given by Gilbert M. Black to Susan E. Robinson, and one recorded in Mortgage Book Volume 1390, Page 462, in the sum of \$1,500.00, given by Bessie Markowsky and Ruben Markowsky, her husband, to Susan E. Robinson, both mortgages being assigned to A. W. Murphy.

Which was read.

Property	Highest Successful Bidder	Gross Amount	Commission	Net Amount
Antonio Salvatore 323 Lawn Street	Ruth Newcomer c/o Prudential Realty Co.	\$2,310.00	None	\$2,310.00
Harry B. Block 1534 Center Ave.	Ruth Newcomer c/o Prudential Realty Co.	3,010.00	\$150.50	2,849.50
208-210 Flowers Ave. Rebecca Krongold	Daniel J. Piper	3,310.00	None	3,310.00

Which was read.

Also

Bill No. 2163. Resolution authorizing and directing the Law Department to petition the Court for the sale to Louis M. Minsky all that certain lot or piece of ground situate in the First Ward, being a portion of Lot No. 282 on Third avenue in the Woods Plan for the sum of \$7,550.00.

Which was read.

Also

Bill No. 2164. Resolution authorizing and directing the Law Department to petition the Court for the sale to William J. Ault, Jr., and Mary M. Ault, his wife, all those certain lots or pieces of ground situate in the 28th Ward, being Lot Nos. 503 and 504 on Steuben street in the West Pittsburgh Plan for the sum of \$450.00.

Which was read.

Also

Bill No. 2165. Resolution authorizing and directing the Mayor to execute and deliver a deed to James J. Cravotta for the sum of \$600.00, conveying all the City's right, title and interest in all those certain lots or

Also

Bill No. 2162. Resolved, That the Mayor, on behalf of the City, is hereby authorized and directed to join with the County and School District, on the one part, and the following persons on the other part, in separate agreements for the sale of the following real estate free and clear of all encumbrances for the following sums, and upon receipt of the sums set forth in the agreement, to execute and deliver a deed for the interest of the City in the following real estate:

pieces of ground situate in the 14th ward, being Lot Nos. 381 and 384, inclusive, on Olivia Street in the McKelvy Grove Plan.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Gallagher:

Mr. President: I note by the daily papers today that a former mem-

ber of this Council, Michael J. Muldowney, has died. He also was a former member of Congress. I think it would be in order for Council to adopt a motion for the preparation of a suitable resolution expressing our sympathy to the Muldowney family.

Mr. Gallagher moved

That a resolution be prepared on the death of Michael J. Muldowney, a former member of City Council.

Which motion prevailed.

Mr. Demmler moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Duff on March 3, 11, 12 and 31, 1947;

Mr. Leonard on March 11 and 12, 1947;

Mr. McArdle on March 18, 1947;

Mr. Stewart on March 24, 1947.

Which motion prevailed.

Mr. Wolk:

Mr. President: I have a resolution which really is being presented by President Kilgallen, but before presenting the resolution, I merely want to say very briefly that Pittsburgh and the neighboring communities are on the threshold of great achievements, but there are very significant endeavors that all of us are concerned in that must be achieved first. These are the elimination of air pollution, the elimination of water pollution and the elimination of flood hazards. Unfortunately in all worthy objectives there is great difficulty in achieving them and in all worthwhile endeavors we must be continuously alert. We are faced today, because of economy measures, with the discontinuance of the completion of the Conemaugh Dam. I know every member of Council is enthusiastically in favor of the completion of this dam, particularly those who were in official life in 1936.

I want to make a motion after this resolution is introduced. I will read the resolution and move for its adoption.

Mr. Wolk presented

No. 2226. Whereas, Flood waters and smoke are beyond question the

most serious handicaps to the future welfare and progress of the City of Pittsburgh; and

Whereas, The Conemaugh Dam is the most vital and controlling in a series of dams designed to protect a large number of industrial cities in the valleys of the Allegheny and Ohio Rivers; and

Whereas, The discontinuance of the Conemaugh Dam after the now expenditure of millions of dollars would not only be unwise economy but would seriously retard and discourage if not definitely nullify and defeat far-reaching and well advanced progress for the betterment of Pittsburgh; Now, therefore, be it

Resolved, City Council of Pittsburgh, Pennsylvania, does respectfully and earnestly petition Honorable Albert J. Engle and the members of his Congressional Committee, to express their approval and to cast their votes in favor of funds for the completion of Conemaugh Dam.

Which was read.

Mr. Wolk moved

The adoption of the resolution.

Mr. Demmler:

Mr. President: Since 1902, year after year I have cleaned out the cellar that had been flooded by the flood waters of the Allegheny River, and I well remember the flood of 1907, having spent all night in the building on Penn Avenue watching the waters rise. The flood of 1936 was the greatest and caused the most damage to the City, and with the completion of the Conemaugh Dam and other dams the flood of 1936 would be reduced by ten feet and would save millions and millions of dollars.

Mr. Leonard:

Mr. President: I think this is a fine resolution and I am in favor of the completion of the Conemaugh Dam, but I don't like the resolution because it has the word "Smoke" in it. Smoke doesn't have anything to do with the Conemaugh Dam. Why should we send a resolution to Washington saying Smoke when it doesn't have anything to do with it. I don't think this Coun-

cil should pass a resolution or has any business to pass a resolution about flood control and have smoke in it. How do we know how people outside of Pittsburgh feel about this smoke problem?

The Chair:

I wouldn't agree, because the resolution later goes on: "The discontinuance of the Conemaugh Dam after the now expenditure of millions of dollars would not only be unwise economy but would seriously retard and discourage if not definitely nullify and defeat far-reaching and well advanced progress for the betterment of Pittsburgh," and therefore, I advisedly put the smoke program into the resolution.

Mr. Leonard:

Mr. President: I know how unpopular it is to talk about smoke if you don't agree with it. I don't think we have any business putting smoke into it because we don't know the minds of the Congressmen from the counties — Somerset, Cambria, etc., where the Conemaugh River flows. We don't know anything about industry in Johnstown. That is their business. We are getting out of bounds. That only gives some eastern Congressman or some western Congressman a chance to get up and snipe at something that he don't even have to bring up. We are away from the subject of the dam. We are interested in what Mr. Demmler so very ably explained.

Mr. McArdle:

Mr. President: I just read this resolution. In the first Whereas clause it says: "Flood waters and smoke are beyond question the most serious handicaps to the future welfare and progress of the City of Pittsburgh," and it is important. I think every member of Congress knows Pittsburgh as the "Smoky City." Having served in that body for three years I took a lot of razzing about the smoky City of Pittsburgh, and I think if we put flood as a serious handicap as smoke is to the City of Pittsburgh it will impress upon the men in Congress who do not know of the serious flood conditions that face the City of Pittsburgh. I know that the members of the Flood Control Com-

mittee did not have a full idea as to what danger the City of Pittsburgh was in, and I don't see any harm in leaving the word smoke in the resolution. It makes a comparison of the importance of the passage of this bill, and it says it is as important to pass this bill —that the flood condition is a serious condition against the future welfare of the City of Pittsburgh. I don't see that this is anything out of the way in tying them both together; it simply makes a comparison, and I think the resolution, as it is drawn, will accomplish the purpose for which it is intended, that floods are great handicaps to the City as smoke has been, and practically all the members of Congress, when you identify yourself as from Pittsburgh, that is the first thing they shoot at you, is smoke.

And the question recurring on the adoption of the resolution.

The motion prevailed.

Mr. Wolk moved

That the President of Council be authorized to take whatever steps, in his judgment, may be necessary, either in person or in conjunction with civic groups, to realize the objectives of the Conemaugh Dam resolution.

Mr. Gallagher:

Mr. President: May I offer a suggestion, under that authorization, if there is any delegation going down to Washington, I think the President should go and represent the City Council.

Mr. Wolk:

Mr. President: That is what I had in mind. You might decide to have a meeting with other public officials.

And the question recurring on the adoption of the motion.

The motion prevailed.

The Chair presented

No. 2227. Resolved, That the Mayor be and he is hereby requested to return, without action thereon, Bill No. 2119, An Ordinance transferring the sum of \$1,500.00 from C. A. 1743 to C. A. Nos. 1757 and 1762 in the Bureau of Water, Department of Public Works.

Which was read.

Mr. Gallagher moved

The adoption of the resolution.
Which motion prevailed.

And the Mayor having returned to Council, without action thereon, Bill No. 2119. An Ordinance entitled, "An Ordinance transferring the sum of \$1,500.00 from C. A. 1743 to C. A. Nos. 1757 and 1762 in the Bureau of Water, Department of Public Works."

In Council, March 24, 1947, bill read, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. Gallagher moved

To reconsider the vote by which Bill No. 2119 was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Stewart moved

That the bill be laid over pending receipt of certificate of emergency.

Which motion prevailed.

Mr. Wolk moved

That the Minutes of Council of Monday, March 24, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Wolk

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, April 7, 1947.

No. 13.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, April 7, 1947.

Council met.

Present:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Absent: Mr. Stewart.

PRESENTATIONS

Mr. Demmler presented

No. 2228. An Ordinance providing for the letting of a contract for the furnishing and delivery of 2" street hose for the Bureau of Water, Department of Public Works, and for the payment thereof.

Which was read and referred to the Committee on Filtration and Water.

Mr. Duff presented

No. 2229. Communication from the City Treasurer submitting report of the deposits and market value of collateral security pledged by City depositors to secure same as of March 31, 1947.

Also

No. 2230. Communication from the City Treasurer submitting statement of collection of delinquent taxes for the period March 16 to March 31, 1947; also statement of the collection of the accounts of the City Solicitor.

Which were read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2231. An Ordinance providing for the letting of a contract for the furnishing and delivery of 2" street hose for the Bureau of Highways and Sewers, Department of Public Works, and for the payment thereof.

Also

No. 2232. An Ordinance authorizing and directing the grading, paving and curbing of Rockford avenue, from Woodbourne avenue to McNeilly avenue, including the construction of house laterals therein, and other work incidental thereto, including as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2233. An Ordinance widening Tropical avenue at the intersection of Crane avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2234. An Ordinance widening

ing Beechview avenue at the intersection of Crane avenue and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 2235. An Ordinance transferring the sum of \$5,000.00 from Code Account No. -----, to Code Account No. 1452-1, Bureau of Police, D. P. S.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 2236. Resolution authorizing and directing the Law Department to petition the court for the sale of Lot No. 147 on Leaside drive in the Calhoun Plan of Lots to John Ruszin and Mary Ruszin, his wife, for the sum of \$400.00.

Also

No. 2237. Resolution authorizing and directing the Law Department to petition the court for the sale to Robert Gruber all that certain lot or piece of ground, situate on Muriel street at the corner of South 12th Street, 17th Ward, for the sum of \$3,000.00.

Also

No. 2238. Resolution authorizing and directing the Law Department to petition the court for the sale to Walter W. Kramer and Mary Lou Kramer, his wife, Lot No. 308 on Walton (Clayton) street in the Oakleigh Plan for the sum of \$75.00.

Also

No. 2239. Resolution repealing Resolution No. 58, approved March 28, 1947, authorizing the sale of lot on Muriel street, at the corner of South 12th Street, 17th Ward, to Samuel P. Pusateri, for the sum of \$3,000.00.

Also

No. 2240. Resolution repealing Resolution No. 195, approved August 5, 1946, authorizing the sale of Lot No. 54 on Bartow street, 28th Ward, to Frank A. Silvester and Frances M. Silvester, his wife, for the sum of \$225.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

The Chair presented

No. 2241. Communication from A. G. Oehmler, Secretary, Col. John B. Clark Camp No. 198, Sons of Union Veterans of the Civil War, requesting the erection of two temporary stands in Uniondale Cemetery No. 3 and Voegtly's Cemetery, Troy Hill, for Annual Memorial Day Exercises.

Also

No. 2242. Communication from Hon. Albert J. Engel, Member of the House of Representatives, Washington, D. C., acknowledging receipt of Resolution in reference to appropriation for Conemaugh Dam.

Also

No. 2243. Communication from Bailey & Critchfield, Esqs., in behalf of brothers and sisters of Wendelin Staab, requesting an exoneration of water bills on property at 2705 Burham street.

Which were severally read and referred to the Committee on Finance.

Also

No. 2244.

OFFICE OF THE MAYOR

April 7, 1947.

President and Members
City Council
Council Chamber
City-County Building
Pittsburgh, Pennsylvania
Gentlemen:—

I have, this day, appointed, subject to your confirmation, John H. Donahue, 4706 Stanton avenue, Pittsburgh, as a Police Magistrate, succeeding Frank J. Zappala, resigned.

The appointment is effective April 15th, 1947.

Very truly yours,

DAVID L. LAWRENCE.

Mayor.

Which was read, received and filed.

Also

No. 2245. Resolved, That the appointment by the Mayor of John H.

Donahue as a Police Magistrate be and the same is hereby approved and confirmed.

Which was read.

Mr. Gallagher moved

The adoption of the resolution. Upon which motion the ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

UNFINISHED BUSINESS

The Chair took up

Bill No. 2167. An Ordinance entitled, "An Ordinance amending portions of Section 22, Tuberculosis Control Program, Department of Public Health, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' approved December 28, 1946, by eliminating the classification of certain positions as needed."

In Council, March 31, 1947, bill read and laid over pending receipt of certification of emergency.

Which was read.

The Chair presented

No. 2246.

DEPARTMENT OF LAW

Pittsburgh, April 3, 1947.

James W. Patterson,
City Clerk

Dear Sir:

Relative to Bill No. 2167 and your letter of April 1, 1947 concerning declaration of an emergency to accompany the amendment to Section 22, Tuberculosis Control Program, Department of Public Health, of Ordinance No. 501, approved December 28, 1946, this Department is of the opinion that the amendment as written does not create any additional positions nor does it require an addi-

tional appropriation, and consequently no declaration of emergency is necessary.

Very truly yours,

LOUIS DADOWSKI, JR.,

Assistant City Solicitor

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2119. An Ordinance entitled, "An Ordinance transferring the sum of \$1,500.00 from C. A. 1743 to C. A. Nos. 1757 and 1762 in the Bureau of Water, Department of Public Works."

In Council, March 31, 1947, recalled from the Mayor, without action thereon, and laid over pending receipt of certificate of emergency.

Which was read.

The Chair presented

No. 2247.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, as construed by the Supreme Court of Pennsylvania in the case of

Cummings et al. v. City of Scranton, 348 Pa. 538, provided that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, Ordinance No. 501, approved December 28, 1946, appropriated funds for the year 1947 for the payment of wages for employees in the Department of Public Works, Bureau of Water; and

WHEREAS, The Director of the Department of Public Works in a letter dated March 27, 1947 stated that it was necessary to employ certain employees for more man days than was provided for, for the following reasons:

(1) The equipment at the pumping stations could not be maintained properly throughout the War due to the lack of materials which even now require long periods for delivery. As a result, the various items of equipment fail and require emergency repairs and emergency work while they are out of service.

(2) Only enough laborers to carry out the regular work are provided in the Salary Ordinance. Consequently, when emergency work is required these men must be used overtime in order to prevent a failure of the water supply,

and such appears as good and sufficient reason to impel the certification of an emergency under the circumstances; and

WHEREAS, A surplus exists in the funds provided for certain other classes of employees in the Department of Public Works, Bureau of Water;

NOW, THEREFORE, We, David L. Lawrence, Mayor of the City of Pittsburgh and Edward R. Frey, City Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the transfer of the sum of \$1,500.00 within the Department of Public Works, Bureau of Water, and the appropriation of same to permit the payment of certain employees for additional man days as aforesaid.

DAVID L. LAWRENCE,
Mayor
EDWARD R. FREY,
City Controller

Dated:

April 2 1947.

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Duff moved

To amend the bill by inserting the following Whereas clause following the title:

"WHEREAS, A certificate of emergency has been signed by the Mayor and the City Controller, relative to this matter; Now, therefore,"
Which motion prevailed.

And the bill having been printed as amended and placed upon the members' desks, was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2248. Report of the Committee on Finance for April 1, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2189. An Ordinance entitled, "An Ordinance authorizing applications to the Federal Works Administrator for advances for plan preparation of public works under Title V of the War Mobilization and Reconversion Act of 1944 and the execution of Agreements with the said Administrator."

Which was read.

Also

Bill No. 2203. An Ordinance entitled, "An Ordinance providing for the letting of a contract for placing fire insurance for a term of three years on the contents and buildings at the Pittsburgh Tuberculosis Sanatorium, Washington Boulevard, and the Municipal Hospital, Terrace and Darragh streets, and for the payment thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the title of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't.)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2190. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of concrete steps and appurtenances thereto at various locations in the City of Pittsburgh, and for the payment of the costs thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Duff moved

To amend the bill in Section 1 by inserting after the words, "City of Pittsburgh" the words, "the life of which improvements will exceed twenty years."

Which motion prevailed.

And the bill having been printed as amended and placed upon the members' desks, was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't.).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2193. An Ordinance entitled, "An Ordinance authorizing and directing the City Controller to transfer the sum of \$329.30 from Code Account No. _____ to Code Account No. 1487, Equipment, Bureau of Building Inspection."

In Finance Committee, April 1, 1947, bill read and amended in Section 1 and in the title by inserting in blank space the words, "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2187. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,093.10 in payment for street lighting service furnished, during the month of March, 1947, for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 2188. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Russell Supply Company for \$1,830.00, Junction Coal and Coke Company for \$25.20 and Vang Ready Mixed Concrete Company for \$13.50 in payment for materials and supplies furnished in the Department of Public Works for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings

and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 2151. Resolution authorizing and directing the Mayor to execute and deliver to the Peoples First National Bank and Trust Company (formerly Safe Deposit Company of Pittsburgh), successors trustee of the estate of Joseph S. Brown, deceased, a quit-claim deed of the City for lots situated in the 20th Ward and exonerating all unpaid liened and unliened taxes of record against Mrs. M. A. Woods Estate and S. H. Woods, Trustee, upon the aforesaid lots.

In Finance Committee, April 1, 1947, read and amended by inserting the following Whereas clauses:

"WHEREAS, By virtue of a Sheriff's sale at Lev Fa D. T. D. No. 1403, March Term, 1907, in an action of the City of Pittsburgh, vs. Mrs. Mary A. Woods Estate and S. H. Woods, Trustee, for delinquent taxes alleged to be due on property hereinafter described, the City of Pittsburgh purchased said property; and,

"WHEREAS, The said proceedings are of no legal effect against the said property by reason of the fact that the judgment was entered against the said Mrs. Mary A. Woods Estate and S. H. Woods, Trustee, and further that

the said Joseph S. Brown Estate had paid and discharged all taxes due the City of Pittsburgh in respect thereof; and"

And as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2184. Resolution authorizing the issuing of a duplicate warrant in favor of Wm. J. and Regis F. Hannon for \$14.70 in place of Warrant No. 86635, dated August 24, 1946, which was lost or destroyed, and charging same to Code Account No. 41, Refunds of Taxes and Water Rents.

Which was read.

Also

Bill No. 2185. Resolution authorizing the issuing of a warrant in favor of Frances Ungerman in the sum of \$167.78 in full settlement of her claim against the City for personal injuries sustained November 15 1946, on Basin street steps, and charging same

to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2186. Resolution authorizing the issuing of a warrant in favor of Sam Albo in the sum of \$138.50 in full settlement of his claim against the City for automobile damaged by Bureau of City Refuse truck at Ellsworth and Aiken avenues, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Gallagher presented

No. 2249. Report of the Committee on Public Works for April 1, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2054. An Ordinance entitled, "An Ordinance widening Somerville street from the westerly to the southerly line of the R. B. Ivory Plan, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from property benefited thereby."

Which was read.

Also

Bill No. 2055. An Ordinance

entitled, "An Ordinance opening Rosecrest Drive from Somerville street to a point 450.09 feet southwardly therefrom and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from property benefited thereby."

Which was read.

Also

Bill No. 2056. An Ordinance entitled, "An Ordinance opening Somerville street from Oranmore street at Waldo way to the westerly line of the R. B. Ivory Plan and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from property benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bills passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2192. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Meritt avenue, from a point about 20' West of the Easterly terminus to the existing sewer on Sanderson avenue, including all other work

necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 2250. Report of the Committee on Public Service and Surveys for April 1, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2194. An Ordinance entitled, "An Ordinance changing the name of Edgerley street, in the 27th Ward between Preble avenue and the Ohio River, to Tracy street."

In Public Service and Surveys Committee, April 1, 1947, bill read and returned to Council with an affirmative recommendation, subject to a letter from the Tracy Manufacturing Company that they have no objection to the street name change.

Which was read.

Also

No. 2251.

TRACY MANUFACTURING CO.

Pittsburgh, April 1, 1947.

James W. Patterson, City Clerk
City-County Building
Pittsburgh, Penna.

Dear Mr. Patterson:

This letter will confirm your telephone conversation of today with our Miss Pitzer regarding the changing of the name of the street on which Tracy Manufacturing Company faces from Edgerley to Tracy street.

This change has the approval of all officers of this company.

Very truly yours,

T. E. DELA COURT,

President.

Which was read, received and filed.

Also

Bill No. 2205. An Ordinance entitled, "An Ordinance repealing Ordinance of Overbrook Borough No. 302, approved December 23, 1929, entitled, 'An Ordinance locating and opening a Boulevard to be known as Brookline Boulevard Extension from Briggs street in the 'Brookdale Plan' northwestwardly to Brookline Boulevard in the 'Fifth Ward, Brookline Plan,' 19th Ward, Pittsburgh, providing for the opening of the same and the assessment of benefits for the payment of the cost, damage, and expense thereof.'"

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Duff

Gallagher

Leonard

McArdle

Weir

Wolk

Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2170. An Ordinance entitled, "An Ordinance granting unto Ronale Realty Company, a Pennsylvania Corporation, of Pittsburgh, Pa., their successors or assigns, the right to construct, maintain and use footer projections for the two-story frame and steel Warehouse at No. 63 South 24th street, 16th Ward, City of Pittsburgh."

In Committee on Public Service and Surveys, April 1, 1947, bill read and amended in Section 1 and in the title by striking out before the word "Warehouse" the words "frame and steel" and by inserting in lieu thereof the words, "steel frame," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Wolk moved

That the amendments of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Duff

McArdle

Weir

Gallagher Wolk
Leonard Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 2252. Report of the Committee on Lands, Buildings and Housing for April 7, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2199. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings, in the name of the City, to enter into and execute a lease with Anna B. Dietrich, Harold D. Cochrane, Gladys C. Strauch and Louis H. Cochrane, Jr., for the building now occupied as a branch library, and situate on Brighton road, near Woods Run avenue, for a term of one year, beginning May 1, 1947, and ending April 30, 1948, at an annual rental of \$1,500.00, payable in monthly installments of \$125.00 each, to the Cochrane and Dietrich Property Account, chargeable to and payable from Code Account No. 1361, Miscellaneous Services, and the owners of said building shall pay all taxes, municipal claims and water rents and any other charges against said building during the term of this lease; said lease to be approved as to form by the City Solicitor.

Which was read.

Also

Bill No. 2200. Resolution authorizing and directing the Law Department to petition the Court for the sale to F. N. Kronz all that certain lot or piece of ground situate in the 20th Ward, being lot No. 158 on Chartlers avenue in the Edward McGinness Plan for the sum of \$350.00.

Which was read.

Also

Bill No. 2201. Resolution authorizing and directing the Law Department to petition the Court for the sale to Joe Schilit and Bessie Schilit, his wife, all that certain lot or piece of

ground situate on Penn avenue, 2nd Ward, having erected thereon a three-story brick dwelling known as 1812 Penn avenue, for the sum of \$6,000.00.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher,	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Gallagher presented

No. 2253. An Ordinance authorizing the issuance of warrants in favor of the E. W. Coal Company in the sum of \$569.11, for coal furnished the Department of Lands and Buildings, and the Link Belt Company in the sum of \$277.32 for drag coal conveyor parts for the Bureau of Water, Department of Public Works, without previous authority of law.

Which was read and referred to the Committee on Finance.

Mr. Gallagher also presented

No. 2254.

On Sunday, March 30, 1947, death came to Michael J. Muldowney, a former member of the Council of the City of Pittsburgh.

He also served in the House of Representatives of the Commonwealth of Pennsylvania and the Congress of the United States, and at the time of his death was a State Unemployment Compensation Referee. He also held minor public positions—in all of which he served with fidelity.

He always displayed such ability, integrity, capacity for work and attention to duties as to win for him the highest esteem of his associates and the citizens of his city.

The City of Pittsburgh has lost a citizen of exceedingly high worth, and his family a devoted member; Therefore, be it

RESOLVED, That the people of Pittsburgh, through their Council assembled, do extend to the stricken family of Michael J. Muldowney their sincere condolences and sorrow over the loss that has come to them; and be it further

RESOLVED, That the Clerk of Council be instructed and directed to forward a copy of this resolution to his family.

Which was read.

Mr. Gallagher moved

The adoption of the resolution.

Which motion prevailed.

Mr. Weir presented

No. 2255. RESOLVED, That it is the sense of Council that the provisions of Ordinance No. 108, entitled, "An Ordinance regulating the design, erection, and use of building materials, systems, units and forms of construction for the construction of Defense Housing in the City of Pittsburgh, which shall include the construction, alteration, extension, remodeling or repair of buildings for the duration of the present war and three months thereafter, and authorizing the proper officers of the City of Pittsburgh to approve certain minimum requirements for new dwellings as adopted by the Federal Housing Administration, or to be adopted," approved March 11, 1942, shall be extended for a period of 60 days from April 1, 1947, and that the Director of the Department of Public Health be so notified.

Which was read.

Mr. Weir:

Mr. President: It has been called to my attention by some people of the building industry, particularly plumbers, that they had received notice

from the Health Department, effective April 1st, and some of them did not receive notice until April 1st, that the ordinance we adopted in 1942 was going to be rescinded and go back to the old Building Code. It is my opinion and the opinion of all the other members of Council that that was a rather summary notice, and the purpose of this resolution is to extend it for sixty days so that the building trades will be generally notified when this goes into effect.

Mr. Gallagher:

Mr. President: Since Mr. Weir brought this to our attention last week I consulted with a party that knows something about this, and there are quite a number of plumbing concerns in this City that have on hand a lot of this critical material, and under the ruling of the Chief of the Sanitation Division, Mr. English, he is sticking strictly to the law. I think the purpose of Mr. Weir's resolution is all right. I think it is unfair for any concern in the City of Pittsburgh that has this so-called critical material on hand that they are not going to be allowed to use it. Of course, if this resolution is adopted we will notify Mr. English this period is extended. It is going to work a hardship on these plumbers who have this critical material on hand.

Mr. Leonard:

Mr. President: When Mr. Weir brought this matter up, you know what happened during the war, we suspended certain laws in building construction, and the result of it was that the contractors could not get pipe, particularly copper, etc., that was required by the City Building Code. I think it is right and proper for the City to extend the time before going back to the old law, whatever our present building requirements are. There are ways we have to go about it also, and not just say that everything is suspended for a period of sixty days, and notify the Bureau of Plumbing and Sanitation that we are forgetting about it. I think the big thing to consider is existing contracts. Contractors don't have any surplus stocks over and above what they have under contract of these critical

materials, and in some cases it might only take ten days and in some cases it may take more than sixty days. I think the proper solution should be the contracts that are worked out. In sixty days they could start a lot of other homes. It is serious if you go into this. People are pleading to buy homes. They don't have to come under that war restriction on new homes. That should not come under the new restriction unless the house is already contracted for. After all the people who are going to buy new homes want the specifications of standard materials not war materials now. I think it should go a little further than suspending for sixty days. I think the Bureau of Sanitation should be notified to look into existing contracts, and new contracts. People starting fifty days from now can use war material, where now they can get new material.

Mr. Weir:

Mr. President: We can make it any length of time. But my reason and intention for introducing that resolution and making it sixty days is that it gives everybody time to find out what is right and what is wrong.

Mr. Weir moved

The adoption of the resolution.

Mr. Leonard:

Mr. President: I am 100% for the intent of the resolution, but I am trying to point out something. Some people will start next week to build houses. Sixty days is fine; I would even say ninety days, but I wouldn't let it go at a blanket time. I am going to vote for the resolution, but don't you think some consideration should be given to that, if it doesn't have to be by law, to notify Mr. English to watch that angle. I will vote for it.

And the question recurring on the passage of the resolution, the ayes and noes were taken, and being taken were:

Ayes: Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolu-

tion passed finally.

Mr. Demmler:

Mr. President: At the meeting of the Finance Committee of Council held on Tuesday, April 1, 1947, I was in favor of and voted for the following resolution:

"WHEREAS, Friday, April 4, 1947, will be Good Friday, and Saturday, April 5, immediately precedes the great religious holiday of Easter Sunday; Now, therefore, be it

"RESOLVED, That, in recognition of this sacred season, the Directors of the various departments of the City government are informed that it is the sense of Council that all employees whose presence are not essential in the various departments on Saturday, April 5, shall be excused from duty, and be it further

"RESOLVED, That business firms in the City of Pittsburgh are respectfully requested to cause the cessation of business affairs where possible during the hours of 12 noon and 3 o'clock, P. M., on Good Friday."

When I voted for this resolution it was my thought that all bureaus and departments of the City government would be open for business on Saturday, April 5th, with a skeleton force to meet those citizens who came to the City-County Building to transact City business. I regret that this resolution was misinterpreted by the departments and bureaus. Some bureaus and even some departments were completely closed, which, I believe, was not the intent of Council when passing this resolution.

If Council wishes to close all city offices on these Saturdays, it should so state, and I would be for such a resolution where such complete closing is possible.

Memorial Day, May 30th, and July 4th, this year, fall on Friday, and I believe Council should study the situation and make their intent clear as to what is to be done on Saturday, May 31st and Saturday July 5th.

The Chair: There are only three business hours from closing time Thursday

until opening time Monday, and I think Council could gracefully grant that time to the employees of the City of Pittsburgh. I think it would be a shame to break up a nice week-end for the sake of these three hours.

Mr. Demmler:

Mr. President: Personally, I am for a five day week and any office that doesn't have to be open, I am fully in accord with closing.

Mr. Demmler:

Mr. President: In yesterday's issue of the Pittsburgh Press there appeared on the first page of the first section an article entitled, "Schools Skip Head Tax, Beg From State Instead of Tapping 'Gold Mine.'"

In this article there are several statements which I believe give the wrong impression and are false information. I wish to quote two parts of this article. The first part is as follows:

"A study by the Pennsylvania Economy League showed yesterday that only 32 of the 118 school districts in the County levy a per capita tax of \$5 a person. That's the top permitted under State Law.

"And about 50 of them don't levy any per capita tax at all. This places the whole burden of supporting their schools on real estate owners and the State Treasury.

"In those communities, the child whose family lives in a rented apartment has the same educational opportunities as the youngster whose parents own their home. Yet the renter is not required to pay anything toward the salary of the teacher who instructs his child, or the upkeep of the school his youngster attends. That burden is dumped mainly upon the shoulders of the property owners."

From these statements one gets the impression that the renter does not pay anything toward the salary of school teachers, if he does not pay a per capita levy. My comment is that the renter can only escape paying toward the support of the schools if he

fails to pay his rent, for I am sure that the landlord pays the school taxes from the rent money which he receives from the tenant.

The next part of this article to which I wish to call your attention is as follows:

"For instance, the Pittsburgh Real Estate Board reports that the highest school-tax millage in the County last year was in East McKeesport.

"There, the property-owner was tagged for \$27 in school taxes for every \$1000 of assessed property. The Economy League emphasized that the no per capita tax in the borough means the non-property owner gets off scot free."

My comment on this section is the same as on the previous section, that the non-property owner, when he is a renter, pays school taxes when he pays his rent, and it is wrong to give the impression that "the non-property owner gets off scot free."

Also on the Editorial page of the Pittsburgh Press for yesterday there appeared an editorial entitled, "Do Something At Home." I quote from this editorial:

"Of the 118 school districts in the county only 32 levy the top amount. Ten have a tax of \$4; 14 charge \$3; seven charge \$2 and in four the tax is \$1. Forty-three make no effort to levy such a tax.

"But, worse yet, few of the boards collect any appreciable part of the taxes levied.

"About the only persons who regularly pay the 'head tax' are real estate owners—because it is added to their regular bills for other borough and school levies.

"Thus the over-burdened property owners, already carrying almost the full cost of the schools, also get soaked for this added levy, which non-property owners largely ignore.

"Yet these non-property owners have thousands of children going to school and receive the same advantages from a good educational system as do

property owners."

I hope that the Pittsburgh Press will be more careful in the statements which it makes regarding the non-property owners' support of our schools.

Mr. Leonard:

Mr. President: Last Tuesday in Committee meeting an amendment was offered by Mr. Stewart. At that time everybody seemed to be in a rush and I wasn't able to go into it, and I find it has been passed and is being advertised. I have here a memorandum I want to put into the record of Council.

The request being made by Morewood-Shadyside Civic Organization for amendment of the tax of the Zoning Ordinance, provides as follows: Amend Section 8½, Item (4) under Permitted Uses, to read: "(4) Multiple Dwelling Class 'A', except apartment hotels, bachelor apartments, and studio apartments."

I am informed by the Building Department that this request for an amendment was needed by reason of an interpretation of the Zoning Ordinance by the Law Department which holds that rooms or suites of rooms without kitchens would not constitute family units. This interpretation actually nullifies the density requirement of the Zoning Law. I have fought against unreasonable restrictions as to density but never dreamed that the Law Department would figure out that no such restriction exists at all.

The amendment above suggested should be passed at once. At the same time I believe that Council should demand an explanation from the Law Department of an interpretation which nullifies the spirit, if not the letter, of the entire Zoning Law. Also, I feel that instructions should be issued to the Zoning Clerk to conform to the Zoning Law as originally intended and not as interpreted by the Law Department.

The reason I bring this up there are people who anticipate to build fourteen apartment buildings on Fifth avenue and they won't go ahead until it is advertised, and until these trick classi-

fications that I charged in Council and in Committee, if you will look over the record in Council, no matter if it is A-B or any other zoning on Fifth avenue it was going to be sabotaged by trick classifications. It is true one man did take a chance of building on Fifth avenue. I asked this question more than once and I got an answer in terms I didn't know what I was talking about. Since then a lot of history has been written. Carnegie Tech took over Morewood Gardens, and that means some people that fought and tied up zoning and were instrumental with trick classifications took a change of heart because all of the families in Morewood Gardens have to move, and they want executive apartments on Fifth avenue, which is a good thing for us. That is, after all, what we tried to do. Now the Shadyside Civic Association comes in and wants exactly what they had tried to stop the other time the building of apartments on Fifth avenue.

In raising the question right now if the amendment that was passed in Committee and in Council provides an amendment to Section 8½, Item (4) under Permitted Uses, to read: "(4) Multiple Dwelling Class 'A', except apartment hotels, bachelor apartments, and studio apartments." I am sorry Mr. Stewart is not here. That is the question I am raising.

The Chair: Mr. Leonard is discussing a bill which is now being advertised in the daily newspapers. Obviously we cannot amend that bill. That bill is being advertised. Legislation would have to be presented in Council.

Mr. Leonard:

Mr. President: You see, this question should never even come up. You should never have had to amend the bill, if the right thing was done in the first place, as is the intent of Council. You are into something when you get into zoning, and I am big enough to admit I don't know it, but I hope somebody is big enough to know that fourteen apartments are being held up. I will name the properties. This thing should be straightened out and that is why I say the Law Depart-

ment should explain to Council why they put an interpretation on something when we didn't want it on.

The Chair: Is there anything before Council on which we can vote?

Mr. Leonard:

Mr. President: I don't know. I am not putting anything before you to vote on. I don't think legal minds can untangle zoning restrictions.

The Chair:

The Chair instructs the Clerk to transmit a copy of the remarks to the Law Department, with the request that the Law Department inform City Council whether there is any element in this bill that requires further discussion by Council, or further action by Council.

Mr. Leonard:

Mr. President: Also an explanation from the Law Department.

The Chair: Last week the Committee on Finance adopted the following resolution:

WHEREAS, Friday, April 4, 1947, will be Good Friday, and Saturday, April

5th, immediately precedes the great religious holiday of Easter Sunday; Now, therefore, be it

RESOLVED, That, in recognition of this sacred season, the Directors of the various departments of the City Government are informed that it is the sense of Council that all employees whose presence are not essential in the various departments on Saturday, April 5th, shall be excused from duty; and be it further

RESOLVED, That the business firms in the City of Pittsburgh are respectfully requested to cause the cessation of business affairs where possible during the hours of 12 noon and 3 o'clock, P. M., on Good Friday.

I merely ask for its inclusion in the permanent record.

Mr. Weir moved

That the Minutes of Council of Monday, March 31, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, April 14, 1947.

No. 14.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, April 14, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Absent:—Messrs.

McArdle	Weir
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PRESENTATIONS

Mr. Duff presented

No. 2258. An Ordinance transferring the sum of \$1,500.00 from Code Account No. 1034, Salaries, to Code Account No. 1037, Equipment, Civic Unity Council, Office of the Mayor.

Also

No. 2257. Resolution authorizing and directing Harry C. Beschel, City of Pittsburgh and School District of Pittsburgh Tax Solicitor to satisfy the following water lien: City of Pittsburgh and School District of Pittsburgh vs. Allegheny County Workhouse, D. T. D. No. 11429 October Term, 1946.

Also

No. 2258. Communication from Samuel Bartholomew requesting exoneration of lien filed at M. L. D. No. 20, April Term, 1946, for sidewalk improvement on Paulowna street.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2259. WHEREAS, Certain sections of highways in Pittsburgh City, County of Allegheny, Commonwealth of Pennsylvania, as listed in the body of this Resolution, are in need of improvement; and

WHEREAS, The City of Pittsburgh desires to take advantage of the Act approved June 12, 1919, PL 450, as amended by the Acts of March 10, 1921, PL 26, May 8, 1929, PL 1651, and July 12, 1935, PL 803, permitting Counties of the Commonwealth of Pennsylvania to appropriate and expend moneys for the improvement and maintenance of State Highways and State-Aid Highways or any public highway in any County of the Commonwealth, etc. Therefore be it

RESOLVED That the City Council of Pittsburgh City in regular session assembled on this.....day of 1947, do on behalf of said City hereby petition for County Aid on the following highways:

1. Smallman street at 34th street and extending to Smallman street at 36th street. (Smallman street, grading, paving and curbing).
2. Smallman street at 32nd street and extending to Smallman street at 34th street. (Smallman street repaving).
3. Kearsarge street at Grandview ave-

nue and extending to Kearsarge street at Virginia avenue. (Kearsarge street repaving).

4. Bertha street at Sycamore street and extending to Bertha street at Virginia avenue. (Bertha street repaving).

5. Plymouth street at Grandview avenue and extending to Plymouth street at Well street. (Plymouth street repaving).

7. Woodland avenue at Shadeland avenue and extending to Woodland avenue at Brighton road. (Woodland avenue repaving).

8. Hooper street at Forbes street and extending to Hooper street at Fifth avenue. (Hooper street repaving).

9. Baytree street at Perrysville avenue and extending 630' eastwardly therefrom on Baytree street. (Baytree street repaving).

10. 24th street at Liberty avenue and extending to 24th street at Smallman street. (24th street repaving).

11. South 27th street at Josephine street and extending to South 27th street at Monongahela Connecting Railroad. (South 27th street repaving).

12. Beacon road at Beacon street and extending to Beacon road at Schenley Park road. (Beacon road repaving).

13. Davis avenue at Shadeland avenue and extending to Davis avenue at California avenue. (Davis avenue repaving).

Which was read and referred to the Committee on Finance.

Also

No. 2260. An Ordinance authorizing and directing the construction of a public sewer on McKnight road, from a point about 300' north of Evergreen road to the existing sewer on Evergreen road, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2261. An Ordinance authorizing and directing the construction of a public sewer on Callowhill street and Millbrae way, from a point about 185' east of No. Euclid avenue to the existing sewer on Millbrae way, south of Callowhill street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

Also

No. 2262. Communication from Joseph A. Henigin, Lieutenant of Police, asking reimbursement for damage to his automobile which occurred in the line of duty.

Which was read and referred to the Committee on Finance.

Mr. Leonard presented

No. 2263. Resolution authorizing the issuing of a warrant in favor of Thomas A. O'Rourke, for dental expenses, to be paid to Dr. M. F. Walsh in the sum of \$225.00, due to an accidental injury sustained by Thomas O'Rourke on June 11, 1942, and charging same to Code Account No. 44-M.

Also

No. 2264. An Ordinance amending a portion of Section 49, Department of Public Safety, Bureau of Traffic Planning, of Ordinance 501, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Which were read and referred to the Committee on Finance.

Mr. Leonard (for Mr. McArdle) presented

No. 2265. Resolution authorizing and directing the Mayor to execute a quitclaim deed for two vacant lots in the 28th Ward owned by Frank and Mary Nemeth on Kinmont street in the West Pittsburgh Terrace Plan to Harry L. Horton, Jr., and May L. Horton, his wife, grantees of the former owners.

Also

No. 2266. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to execute a quitclaim deed conveying to the County of Allegheny all of the interest of the City of Pittsburgh in and to all that tract of land known as Rodgers Field, containing 40.88 acres, situate in O'Hara Township, Allegheny County.

Also

No. 2267. Resolution authorizing and directing the Law Department to petition the court for the sale to Michael Mitchell and Lillian Mitchell, his wife, all that certain lot or piece of ground situate in the 15th Ward, being Lot No. 3 on Forrester street in the J. E. Williams Second Plan for the sum of \$150.00.

Also

No. 2268. Resolution authorizing and directing the Law Department to petition the court for the sale to George B. Moser and Nellie J. Moser, his wife, all that certain lot or piece of ground situate in the 28th Ward, being Lot No. 150 on Grassmere street in the Crafton Park Plan, for the sum of \$200.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

The Chair presented

No. 2269. Resolution amending Resolution No. 155, approved May 19, 1943 authorizing and directing the Pittsburgh Disaster Committee to expend \$150.00 per month for the temporary employment of an Office Manager, from funds derived from the general sale of scrap, and authorizing the issuing of warrants for the aforesaid purposes, chargeable to Special Trust Fund, "Scrap Collections," on vouchers submitted by the Pittsburgh Disaster Committee, audited by the City Controller and approved by the Finance Committee of Council.

Also

No. 2270. Report of the Department of City Planning relative to amount of money appropriated for pre-

paration of a Master Plan, etc.

Which were read and referred to the Committee on Finance,

Also

No. 2271. Petition for the widening and paving of Milan avenue, 32nd Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 2272. Communication from Ralph Grattan, 1720 East street, asking improvement of the East Street Playground.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Also

No. 2273. Communication from John A. Stabile, William Penn Parking Lot, advising Council of his desire to raze building he recently purchased at 42 Tunnel street, which razing would affect a rear shed owned by the City of Pittsburgh.

Which was read and referred to the Committee on Lands, Buildings and Housing.

Also

No. 2274. Office of the Mayor.
April 14, 1947.

President and Members

City Council

City of Pittsburgh.

Gentlemen:

I have this day appointed, subject to your confirmation, Mr. Howard P. Dapper, 142 Jucunda street, Pittsburgh, Pennsylvania, to serve as a member of the Board of Adjustment.

Very truly yours,

David L. Lawrence,

Mayor.

Which was read, received and filed.

Also

No. 2275. Resolved, That the appointment by the Mayor of Howard P. Dapper as a member of the Board of Adjustment be and the same is hereby approved and confirmed.

Which was read.

Mr. Gallagher moved

The adoption of the resolution.
Upon which motion the ayes and noes
were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2276. Report of the Committee on Finance for April 8, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2253. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of the E. W. Coal Co., in the sum of \$569.11, for coal furnished the Department of Lands and Buildings and the Link Belt Company in the sum of \$277.32 for drag coal conveyor parts for the Bureau of Water, Department of Public Works, without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen (Pres't)
Leonard	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 2277. Report of the Committee on Public Works for April 8, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2231. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of 2" street hose for the Bureau of Highways and Sewers, Department of Public Works, and for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 2278. Report of the Committee on Filtration and Water for April 8, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2228. An Ordinance en-

itled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of 2" street hose for the Bureau of Water, Department of Public Works, and for the payment thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 2279. Report of the Committee on Public Safety for April 8, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2034. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one electric plant for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

In Committee on Public Safety, April 8, 1947, bill read and ordered returned to Council with an affirmative recommendation, subject to report from the Director of Automotive Equipment.

Which was read.

Also

No. 2280—

Pittsburgh, Pa.,

February 27, 1947.

Mr. James Patterson,
Chief Clerk

City of Pittsburgh, Penna.

Dear Mr. Patterson:

You have requested a recommendation from me on the purchase of portable light plant, the purchase of which has been recommended by Chief Davis of the Fire Department.

It is my recommendation that the plant be purchased in accordance with the specifications that were submitted by the Chief. He recommended the purchase of a Kohler 10 KW, 115-230 Volt, A. C. engine generator unit, complete with switchboard and weather proof cover.

The lighting unit will be mounted on a truck and the truck equipped with flood lights and other apparatus to supplement the small capacity lighting unit that was built in this shop some months ago. All of the construction work and assembling of this unit will be done in our own municipal garage. Chief Davis and I have collaborated in the design of this piece of equipment.

I would like to point out to you a recent happening that proves the necessity and worth of a portable light plant. Last Friday night one of the Public Works Department's trucks, while dumping snow removed from the downtown streets into the river, slipped off the wharf and was submerged in the river. This occurred during a blinding snow storm; and with the aid of our own tow trucks and the Fire Department's portable light plant, we were able to salvage the truck in a very short time with a minimum of damage to the truck itself.

These mobile lighting plants are not only of inestimable value during times of fires and catastrophies, but serve many other useful purposes in their daily routine of operation.

Very truly yours,

Leo A. Gill,

Director, Automotive Equipment.

Which was read, received and filed.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard (for Mr. McArdle) presented

No. 2281. Report of the Committee on Lands, Buildings and Housing for April 8 1947, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2198. Resolution authorizing and directing the Law Department to petition the Court for the sale to John Ullrich and Marie Ullrich, his wife, all that certain lot or piece of ground situate on Fourth avenue, First Ward, having erected thereon a three-story brick building known as 428 Fourth avenue, for the sum of \$22,500.00.

Which was read.

Also

Bill No. 2236. Resolution authorizing and directing the Law Department to petition the Court for the sale of Lot No. 147 on Leaside drive in the Calhoun Plan of Lots to John Ruszin and Mary Ruszin, his wife, for the sum of \$400.00.

Which was read.

Also

Bill No. 2237. Resolution authorizing and directing the Law Department to petition the Court for the sale to Robert Gruber of all that certain lot or piece of ground, situate on Muriel street at the corner of South 12th street, 17th ward, for the sum of \$3,000.00.

Which was read.

Also

Bill No. 2238. Resolution authorizing and directing the Law Department to petition the Court for the sale to Walter W. Kramer and Mary Lou Kramer, his wife, Lot No. 308 on Walton (Clayton) street in the Oakleigh Plan for the sum of \$75.00.

Which was read.

Also

Bill No. 2239. Resolution repealing Resolution No. 58, approved March 28, 1947, authorizing the sale of lot on Muriel street, at the corner of South 12th street, 17th Ward, to Samuel P. Pusateri, for the sum of \$3,000.00.

Which was read.

Also

Bill No. 2240. Resolution repealing Resolution No. 195, approved August 5, 1946, authorizing the sale of Lot No. 54 on Bartow street, 28th Ward, to Frank A. Silvester and Frances M. Silvester, his wife, for the sum of \$225.

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Duff presented.

No. 2282. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30, by changing from a "C" Residence District to a "B" Residence District, all those certain properties bounded on the East by West Woodland Road (Private); on the South by the northerly line of property fronting on the northerly side of Wilkins avenue; on the West by the easterly lines of the present "B" Residence District east of Murrayhill avenue; and on the north by the southerly lines of said "B" Residence District.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 2283. Resolved, That the Mayor be and he is hereby requested to return, without action thereon, Bill No. 2150, Resolution amending Resolution No. 294, approved December 19, 1946, authorizing and directing the City Solicitor to mark the tax liens filed against the Monumental Baptist Church situate at 2238-2240 Wylie avenue, Fifth Ward, for the years 1931 to 1938, inclusive, "Satisfied without payment," upon receipt of the costs accrued thereon.

Which was read.

Mr. Duff moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned, without action thereon,

Bill No. 2150. Resolution amending Resolution No. 294, approved December 19, 1946, authorizing and directing the City Solicitor to mark the tax liens filed against the Monumental Baptist Church, situate at 2238-2240 Wylie avenue, Fifth Ward, for the years 1931 to 1938, inclusive, "Satisfied, without payment," upon receipt of the costs accrued thereon.

In Council, March 31, 1947, read, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. Duff moved

To reconsider the vote by which

the resolution was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the resolution be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Duff moved

To recommit the resolution to the Committee on Finance.

Which motion prevailed.

Mr. Leonard:

Mr. President: Two weeks ago I brought up the question of the Master Plan of the City of Pittsburgh and asked for a report from the Planning Commission in regard to it, how much money has been spent on it; how long it has been going on, and how much more it intends to spend to complete this plan. A report has been filed with Council today, which is very unsatisfactory, and is typical of the Planning Commission in answering questions to Council. They say in three years and 10 months they received a total of \$124,163.68, and it further states: "The Planning Commission instructs me to state that it estimates this phase of its work will require, to complete it, about one more year at a cost of about \$44,000.00, depending upon what additional work may be required for Redevelopment of certain areas of the City in addition to the very material work already done for this purpose out of these funds."

Mr. President, in the first place the Planning Commission should get acquainted with its own records. As I understand it, this program was started in 1926, and then later there were thousands and thousands of dollars spent on this program through the WPA. Then following the WPA, through the efforts of the late Councilman Evans, we revived the program and since that time we have appropriated \$124,000, not including the \$29,000 they just asked for.

Now, I brought up the question and was criticised for using the term "Tennison's Brook," and I will use the term, and I want to inform the Planning Commission that the WPA is over and that this is good tax money that is being spent for this planning, and I think

when a member of this Council makes a motion requesting actual facts, that he should receive actual facts and not get a letter and statement as they want to word it. We want the facts. I know there has been more than \$129,000 spent. It is true \$124,000 has been spent in the last three and a half years since the program has been revived. I don't know what good we are going to get out of the Master Plan. As I see this old Tennyson Brook plan is going to be tied in with the Allegheny Conference of Re-development and it is going to go on and on. They don't say whether the \$29,000 just appropriated is included in the \$44,000. That should be answered clearly. If that is true, with this \$29,000.00 then the thing should be completed for \$15,000 more. If it could be completed for \$15,000 more I think we ought to get it done, and notify the Planning Commission that the WPA is over.

Mr. Demmler:

Mr. President. Surely there must be some confusion there. The letter that was sent up to the Planning Commission—the Planning Commission's reply completely answers what it contained. I think there must be some confusion somewhere. The motion must not have been definite enough to get all the information.

Mr. Leonard:

Here is the motion: The amount of money appropriated since its inception for the preparation of plans for the general and particular revamping and replanning of the City's street system as related to a Master Highway Plan for the City, and to the Master Plan of the City in all its phases; how long it has been in progress, and how much more it is going to cost to complete the project.

Mr. Demmler:

Mr. President: It is the letter that was sent up.

Mr. Leonard:

Mr. President: This is the letter:
"April 2, 1947.

Willard H. Buente, Chief Engineer,
Department of City Planning,
City of Pittsburgh.

Dear Sir:

At a meeting of Council held Monday, March 31, 1947, a motion was passed requesting the City Planning Commission to furnish City Council with the following information:

The amount of money appropriated since its inception for the preparation of plans for the general and particular revamping and replanning of the City's street system as related to a Master Highway Plan for the City and to the Master Plan of the City in all its phases; how long it has been in progress, and how much more it is going to cost to complete the project.

Very truly yours,
James W. Patterson,
City Clerk.

Mr. Demmler:

Mr. President: That relates to the Master Plan and says nothing about the topographic survey. I believe, if we ask the Planning Commission in detail we will get their reply.

Mr. Leonard:

Mr. President: It is typical of the answers you get from the Planning Commission. Buente said the Planning Commission asked him to write this kind of a letter. It is a lot of money and it is worth getting into.

Mr. Leonard moved

That the Department of City Planning be requested to furnish a further report on the Master Plan, including topographic surveys; when it was started; how much money has been appropriated for the topographic surveys and master plan, and what are the intentions of the department; how much it will cost to complete, and will it be completed this year; also whether or not the \$29,000 just appropriated is included in the \$44,000 mentioned in its previous report.

Which motion prevailed.

Mr. Leonard moved

That the Minutes of Council of Monday, April 7, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Leonard
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, April 21, 1947.

No. 15.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, April 21, 1947.

Council met.

Present:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir
Leonard	Wolk

Absent: Mr. Kilgallen, (Pres't).

Mr. Wolk moved

That, in the absence of President Kilgallen, Mr. Gallagher be elected Chairman Pro tem.

Which motion prevailed.

And Mr. Gallagher took the Chair.

PRESENTATIONS

Mr. Duff presented

No. 2284. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for period April 1 to April 15, 1947; also statement of collection of accounts of the City Solicitor.

Which was read and referred to the Committee on Finance.

Also (by request)

No. 2285. An Ordinance au-

thorizing and directing the construction of a public sewer on Loretta road, from a point about 140' east of Winterburn avenue to the existing sewer on McCaslin street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Mr. Stewart (for Mr. Gallagher) presented

No. 2286. An Ordinance creating and establishing a Bureau of Automotive Equipment in the Department of Public Works, prescribing the powers and duties of the said Bureau, fixing the titles, number and rate of compensation of all employees therein, and amending Section 5, Mayor's Office—Division of Automotive Equipment; Section 39, Department of Public Safety—Garage; Section 53, Department of Public Works—Garage; and Section 66, Department of Public Works, Bureau of Refuse—Division of Garage and Repair Shop, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, to implement the same.

Which was read, and referred to the Committee on Finance.

Also

No. 2287. Petition for the grading, paving and curbing of Oglethorpe avenue, from Woodbine street to Antoinette street.

Also

No. 2288. An Ordinance authorizing and directing the grading, paving and curbing of Oglethorpe avenue, from Woodbine street to Antoinette street, including water line and other work incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2289. An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of Railroad street, from a point about 240' west of 27th Street to the existing sewer on 27th Street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2290. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to give six (6) months' notice to the proper officers of Greentree Borough, revoking permission of Borough to connect certain sewers of Greentree Borough into the City sewerage system.

Also

No. 2291. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-W15, by changing from an "A" Residence District to a Neighborhood Retail District all that certain property having 107.28 feet of frontage on the easterly side of Middletown Road, and being lots numbered 2 to 5, inclusive, in the Charters City Plan.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 2292. Resolution certifying that there is a dire shortage of safe and decent housing in the City for persons

of low income, and further certifying that if and when the Glen-Hazel Heights Housing Project is conveyed to the Housing Authority of the City, the said housing project will be used exclusively for persons of low income and advising the Federal Public Housing Authority Region II Office of Council's action.

Also

No. 2293. An Ordinance transferring \$560.00 to Code Account No. 1363, Materials, Department of Lands and Buildings, from Code Account No.

Which were read, and referred to the Committee on Finance.

Mr. Stewart presented

No. 2294. Communication from the Department of Public Health asking permission for Kenneth I. Fetterhoff, Ass't Medical Superintendent, Tuberculosis Hospital, to attend the meeting of the American College of Chest Physicians to be held in Atlantic City from June 5 to June 8, 1947.

Also

No. 2295. Communication from the Department of Public Health asking permission for Miss Janet Slease, Chemist and Bacteriologist in the Bureau of Infectious Diseases, to attend the meeting of the Society of American Bacteriologists to be held in Philadelphia on May 12 to 16, 1947.

Which were read and referred to the Committee on Finance.

Mr. Weir presented

No. 2296. An Ordinance providing for a contract or contracts for the altering and improving of park shelter buildings, and for the payment of the costs thereof.

Also

No. 2297. An Ordinance providing for a contract or contracts for the construction of protective fencing improvements for the Small Mammal House at the Highland Park Zoo, and for the payment of the costs thereof.

Which were read and referred to the Committee on Finance.

Also

No. 2298. An Ordinance amending Zoning Ordinance No. 372, approved

August 9, 1923, Zone Map, Sheet Z-N20-0, by changing from a "B" Residence and First Area District to an "A-B" Residence and Second Area District, all that certain property bounded by Fleming avenue; the lines of the present "A" Residence District south of Davis avenue and east of Massachusetts avenue; Kalorama Way and a line parallel with and distant 45 feet southwardly from the southerly lines of lot numbered 2 in the Lewis F. Falck Plan.

Also

No. 2299. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N20-0, by changing from a "B" Residence and First Area District to an "A-B" Residence and Second Area District, all that certain property bounded by the lines of the present "A" Residence District south of Davis avenue and east of Massachusetts avenue, Kalorama Way; a line parallel with and distant 45 feet southwardly from the southerly line of lot numbered 2 in the Lewis F. Falck Plan; Fleming avenue; the unnamed 20 foot way at the rear of properties fronting on the northerly side of Davis avenue; the westerly boundary line of the John Phillips Est. Plan; Davis avenue and the easterly line of lot numbered 2 in the Chas. Falck Plan.

Which were read and referred to the Committee on Public Works.

Mr. Wolk presented

No. 2300. An Ordinance re-fixing the width and position of the roadway and sidewalks of Kearsarge street, from Grandview avenue to Virginia avenue.

Also

No. 2301. Communication from the Department of Law submitting financial statement of the Pittsburgh Motor Coach Company for the month of February, 1947.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair (for Mr. Kilgallen) presented

No. 2302. Communication from the City Controller transmitting audit report of the Magistrate Courts, Depart-

ment of the Mayor, for the period from October 1, 1945 to December 31, 1946.

Which was read and referred to the Committee on Finance.

Also

No. 2303. Communication from Edward A. Tobias, Esq., calling attention to the alleged trespass by the City of Pittsburgh on property in the 10th Ward.

Also

No. 2304. Communication from Frank Mancini, 840 Island avenue, McKees Rocks, Pa., requesting the improvement of Chartiers avenue, between Windgap road and Haven street, under the Act of 1895.

Also

No. 2305. Communication from Mrs. Virginia Wright, Chairlady of the Stanton Heights Unit of the Housewives' Cooperative Guild, requesting the paving of Colombo street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2306. Communication from Rosalia Chiplis, Chairman, Recreation Committee, Community Council of Oakland, requesting a public hearing before Council with respect to increased recreational facilities for the community of Oakland.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2307. Report of the Committee on Finance for April 15, 1947, transmitting an ordinance and several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2256. An Ordinance entitled, "An Ordinance transferring the sum of \$1,500.00 from Code Account No. 1034, Salaries, to Code Account No. 1037, Equipment, Civic Unity Council, Office of the Mayor."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Gallagher (Pres't
McArdle	Pro tem.)
Stewart	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2257. Resolution authorizing and directing Harry C. Beschel, City of Pittsburgh and School District of Pittsburgh Tax Solicitor, to satisfy the following water lien: City of Pittsburgh and School District of Pittsburgh vs. Allegheny County Workhouse, D.T.D. No. 11429 October Term, 1946.

Which was read.

Also

Bill No. 2259. WHEREAS, Certain sections of highways in Pittsburgh City County of Allegheny Commonwealth of Pennsylvania as listed in the body of this Resolution, are in need of improvement; and

WHEREAS, The City of Pittsburgh desires to take advantage of the Act approved June 12, 1919, PL 450, as amended by the Acts of March 10, 1921, PL 26, May 8, 1929, PL 1651, and July 12, 1935, PL 803, permitting Counties of the Commonwealth of Pennsylvania to appropriate and expend moneys for the improvement and maintenance of State Highways and State-Aid Highways or any public highway in any County of the Commonwealth, etc. Therefore be it

RESOLVED, That the City Council of Pittsburgh City in regular session assembled on this-----day of ----- 1947, do on behalf of said City hereby petition for County Aid on the following highways:

1. Smallman street at 34th street and extending to Smallman street at 36th street. (Smallman street, grading, paving and curbing).

2. Smallman street at 32nd street and extending to Smallman street at 34th street. (Smallman street repaving).

3. Kearsarge street at Grandview avenue and extending to Kearsarge street at Virginia avenue. (Kearsarge street repaving).

4. Bertha street at Sycamore street and extending to Bertha street at Virginia avenue. (Bertha street repaving).

5. Plymouth street at Grandview avenue and extending to Plymouth street at Well street. (Plymouth street repaving).

6. Woodland avenue at Shadeland avenue and extending to Woodland avenue at Brighton road. (Woodland avenue repaving).

7. Hooper street at Forbes street and extending to Hooper street at Fifth avenue. (Hooper street repaving).

8. Baytree street at Perrysville avenue and extending 630' eastwardly therefrom on Baytree street. (Baytree street repaving).

9. 24th street at Liberty avenue and extending to 24th street at Smallman street. (24th street repaving).

10. South 27th street at Josephine street and extending to South 27th street at Monongahela Connecting Railroad. (South 27th street repaving).

11. Beacon road at Beacon street and extending to Beacon road at Schenley Park road. (Beacon road repaving).

12. Davis avenue at Shadeland avenue and extending to Davis avenue at California avenue. (Davis avenue repaving).

Which was read.

Also

Bill No. 2269. Resolution amending Resolution No. 155, approved May 19, 1943, authorizing and directing the Pittsburgh Disaster Committee to expend \$150.00 per month for the temporary employment of an Office Manager, from funds derived from the general sale of scrap, and authorizing the issuing of warrants for the aforesaid purposes, chargeable to Special Trust Fund, "Scrap Collections," on vouchers submitted by the Pittsburgh Disaster Committee, audited by the City Controller and approved by the Finance Committee of Council.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Gallagher (Pres't
McArdle	Pro tem.)
Stewart	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 2263. Resolution authorizing the issuing of a warrant in favor of Thomas A. O'Rourke, for dental expenses, to be paid to Dr. M. F. Walsh in the sum of \$225.00, due to an accidental injury sustained by Thomas O'Rourke on June 11, 1942, and charging same to Code Account No. 44-M.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage

the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Gallagher (Pres't
McArdle	Pro tem.)
Stewart	

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Stewart (for Mr. Gallagher) presented

No. 2308. Report of the Committee on Public Works for April 15, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2260. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on McKnight road, from a point about 300' north of Evergreen road to the existing sewer on Evergreen road, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 2261. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Callowhill street and Millbrae Way, from a point about 185' East of No. Euclid avenue to the existing sewer on Millbrae Way, south of Callowhill street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings

and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff,	Wolk
Leonard	Gallagher (Pres't
McArdle	Pro tem.)
Stewart	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. McArdle presented

No. 2309. Report of the Committee on Lands, Buildings and Housing for April 15, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2202. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to execute and deliver a deed to Esther E. Robb, for the sum of \$600.00, for property fronting on Antietam street, Tenth Ward, being a portion of Lot No. 483, in the Samuel Garrison Plan, which was condemned by the City for public purposes by Ordinance No. 228, Series 1942, providing that the purchase money shall be paid within sixty days from the date of approval of this resolution.

Which was read.

Also

Bill No. 2265. Resolution authorizing and directing the Mayor to execute a quitclaim deed for two vacant lots in the 28th Ward owned by Frank and Mary Nemeth on Kinmont street in the West Pittsburgh Terrace Plan to Harry L. Horton, Jr., and May L. Hor-

ton, his wife, grantees of the former owners.

Which was read.

Also

Bill No. 2266. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to execute a quitclaim deed conveying to the County of Allegheny all of the interest of the City of Pittsburgh in and to all that tract of land known as Rodgers Field, containing 40.88 acres, situate in O'Hara Township, Allegheny County.

Which was read.

Also

Bill No. 2267. Resolution authorizing and directing the Law Department to petition the Court for the sale to Michael Mitchell and Lillian Mitchell, his wife, all that certain lot or piece of ground situate in the 15th Ward, being Lot No. 3 on Forrester street in the J. E. Williams Second Plan for the sum of \$150.00.

Which was read.

Also

Bill No. 2268. Resolution authorizing and directing the Law Department to petition the Court for the sale to George B. Moser and Nellie J. Moser, his wife, all that certain lot or piece of ground situate in the 28th Ward, being Lot No. 150 on Grasmere street in the Crafton Park Plan, for the sum of \$200.00.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage, the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Gallagher (Pres't
McArdle	Pro tem.)
Stewart	

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Duff presented

No. 2310. Resolution amending Resolution No. 76, authorizing the Mayor to execute and deliver to the Peoples First National Bank and Trust Company (formerly Safe Deposit Company of Pittsburgh) successor Trustee of the Estate of Joseph S. Brown, deceased, a quitclaim deed of the City for certain lots in the Twentieth Ward, being Lots numbered 36, 37, 38, 39, 40 and 41 in the Joseph S. Brown Revised Plan, ap-

proved April 14, 1947, by changing the number reading "1403" in the first "WHEREAS" clause to read "1943," and the name "Mrs. Mary A. Woods Estate," in the first and second "WHEREAS" clauses to read "Mrs. M. A. Woods Estate."

Which was read and referred to the Committee on Finance.

Mr. Wolk moved

That the Minutes of Monday, April 14, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Wolk

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, April 28, 1947.

No. 16.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, April 28, 1947.

Council met.

Present:—Messrs.

Demmler,	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Absent: Mr. Weir.

PRESENTATIONS

Mr. Demmler presented

No. 2311. An Ordinance widening Shadeland avenue, from Woodland avenue to a point seventy-two feet southwardly therefrom, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which was read and referred to the Committee on Public Works.

Also

No. 2312. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Water Meters for the Bureau of Water, Department of Public

Works, and for the payment thereof.

Which was read and referred to the Committee on Filtration and Water.

Mr. Duff presented

No. 2313. Resolution renewing and extending from May 1, 1947, to and including April 30, 1948, all authority, directions, terms and provisions of Resolution No. 96, approved May 1, 1945, authorizing and directing the Mayor to accept from the Yellow Cab Company and the Pittsburgh Transportation Company a bond in the amount of \$2,000.00, conditioned upon the appearance for hearing of each and all of their drivers when arrested because of accidents involving taxicabs of the said companies operated by the said drivers.

Also

No. 2314. Resolution authorizing the issuing of a warrant in favor of Martha Wells and L. Pat McGrath, her attorney, in the sum of \$200.00 in full settlement of her suit against the City at No. 148 July Term, 1946, in the Court of Common Pleas, Allegheny County, for personal injuries sustained July 17, 1945, at 2242 Wylie avenue, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2315. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of office equipment for the Civic Unity Council, Office of the Mayor, and for the payment thereof.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2316. An Ordinance au-

thorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$59,944.87 in payment for street lighting service furnished during the month of April, 1947, for the benefit of the City without previous authority of law.

Which was read and referred to the Committee on Finance.

Mr. Leonard presented

No. 2317. An Ordinance authorizing and directing the Superintendent of the Bureau of Building Inspection to issue to the Duquesne University a permit for the erection of four two story frame school buildings, each to be approximately 26' x 130' in size and to be equipped with exit facilities and other safeguards which are considered adequate by the Superintendent, said buildings to be vacated and razed not later than June 30, 1949, on the athletic field of said University located at 601 to 727 Bluff street, 1st Ward.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 2318. Resolution authorizing and directing the Law Department to petition the court for the sale to G. Edgar Steinmark and Helen B. Steinmark, his wife, of all that certain lot or piece of ground situate in the 27th Ward, being a portion of Lot No. 83 on Brighton road at the corner of Kleber street in the Brighton Country Club Plan for the sum of \$650.00.

Also

No. 2319. Resolution authorizing and directing the Mayor to execute and deliver a deed to Ernest Stern, for the sum of \$300.00, conveying all the City's right, title and interest in all those certain lots or pieces of ground situate in the 14th Ward, being Lots Nos. 17, 18 and 19 on Fernwald road in the Park Edge Acres Plan.

Which were read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 2320. An Ordinance trans-

ferring the sum of \$5,000.00 from Code Account ----- to Code Account 1231-4, Drug Supplies, Tuberculosis Hospital, Department of Public Health.

Which was read and referred to the Committee on Finance.

Also

No. 2321. An Ordinance providing for the letting of a contract for the furnishing and delivery of One Portable X-Ray Unit for the Municipal Hospital, Department of Public Health, and for the payment thereof.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Wolk presented

No. 2322. An Ordinance re-fixing the width and position of the roadway and sidewalks of South Twenty-Seventh street, from Josephine street to the Pittsburgh, Virginia and Charleston Railroad.

Also

No. 2323. An Ordinance fixing the width and position of the roadway and sidewalks of Oglethorpe avenue, from Woodbine street to Drive way, and prescribing portions thereof to be used for slopes, landscaping, retaining walls and steps.

Also

No. 2324. An Ordinance granting unto W. D. George and Thomas Fitzgerald, solely as Trustees for Pittsburgh Railways Company, Debtor, a corporation (in reorganization under Section 77b of the Bankruptcy Act, and their successors or assigns, the right to enter upon, use and occupy a portion of East Carson street and South Tenth street and Smithfield street and East Carson street and West Carson street in the City of Pittsburgh, for the purpose of constructing and operating connecting street railway tracks, subject to the terms and conditions herein provided.

Also

No. 2325. An Ordinance vacating Schmeltz street, in the Thirty-first ward, of the City of Pittsburgh, from Baldwin road to the right-of-way of the Pittsburgh Railways Company.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2326. Report of the Department of City Planning relative to cost of Topographic and Geodetic Surveys and Master Plan.

Also

No. 2327. Communication from Bridge, Structural and Ornamental Iron Workers, Local Union No. 3, Matt Gorman, Secretary-Treasurer, advising of increase in wages from \$2.00 per hour to \$2.25 per hour, effective June 1, 1947, for members of the Local.

Also

No. 2328. Communication from Mrs. Fannie Landau offering compromise settlement of delinquent water bills on property at 2518 Webster avenue, Fifth ward.

Also

No. 2329. Communication from Wm. N. Justice asking to be exonerated from payment of interest on assessments against lots for the grading, paving, curbing and sewerage of Connor street, 15th Ward.

Also

No. 2330. Communication from Robert D. Fleming, House of Representatives, Harrisburg, Pa., acknowledging receipt of copy of Resolution No. 75, approved April 10, 1947, relative to passage of House Bill 700 authorizing City Treasurers of Cities of the Second Class to sell real estate upon which there are delinquent taxes.

Also

No. 2331. Communication from R. J. Kennedy, Recording Secretary, Sign and Pictorial Artists Local Union No. 479, advising Council of new working agreement of the Local which includes an increase of 12½ cents per hour.

Also

No. 2332. Communication from Department of Public Safety transmitting annual report of activities of the

Department of Public Safety for the year 1946.

Which were severally read and referred to the Committee on Finance.

Also

No. 2333. Communication from Charles J. Wyse asking that Alphans street in the 29th Ward be opened by grading and also cindered.

Also

No. 2334. Petition of property owners and residents of the 5700 block Donson way requesting the repair of said way.

Which were read and referred to the Committee on Public Works.

UNFINISHED BUSINESS

The Chair took up

Bill No. 2105. An Ordinance entitled, "An Ordinance amending a portion of Sections 81, 82, 83, 84, 85, 86 and 87, Bureau of Parks and Recreation, Department of Public Works, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

In Council, March 17, 1947, bill read and laid over.

Which was read.

Also

No. 2335.

DEPARTMENT OF LAW

April 21, 1947.

Finance Committee of Council.

Gentlemen:

Relative to Bill No. 2105, an Ordinance amending a portion of Sections 81, 82, 83, 84, 85, 86 and 87, Bureau of Parks and Recreation, Department of Public Works, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, by deleting the number of days in certain sections of the ordinance which pertains to the Bureau of Parks and Recreation, transmitted to this Department for the preparation of a

declaration of emergency to accompany the same, you will please be advised:

After careful consideration, it is the opinion of this Department that such an emergency does not exist at this time to warrant a declaration of emergency.

This Department is of the opinion that a declaration of emergency should be declared at a time when the said emergency is more imminent. This opinion is concurred in by the City Controller's Office and it is, therefore, suggested that this ordinance be withheld until most of the time set forth, to-wit, 288 days have been worked by the employees of the Bureau of Parks and Recreation.

Very truly yours,
Louis Dadowski, Jr.,
Assistant City Solicitor.

Which was read, received and filed.

Mr. Duff moved

That Bill No. 2105 be laid on the table.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2336. Report of the Committee on Finance for April 22, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2296. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the altering and improving of park shelter buildings, and for the payment of the costs thereof."

Which was read.

Also

Bill No. 2297. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of protective fencing improvements for the Small Mammal House at the Highland Park Zoo, and for the payment of the costs thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to

allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2235. An Ordinance entitled, "An Ordinance transferring the sum of \$5,000.00 from Code Account No. -----, to Code Account No. 1452-1, Radio Improvement, Bureau of Police, D. P. S."

In Finance Committee, April 22, 1947, bill read and amended in Section 1 and in the title by inserting in blank space the words, "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Also

Bill No. 2293. An Ordinance entitled, "An Ordinance transferring \$560.00 to Code Account No. 1363, Materials, Department of Lands and Buildings, from Code Account No. -----."

In Finance Committee, April 22, 1947, bill read and amended in Section 1

and in the title by inserting in blank space the words, "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bill was read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2310. Resolution amending Resolution No. 76, authorizing the Mayor to execute and deliver to the Peoples First National Bank and Trust Company (formerly Safe Deposit Company of Pittsburgh) successor Trustee of the Estate of Joseph S. Brown, deceased, a quitclaim deed of the City for certain lots in the Twentieth ward, being Lots numbered 36, 37, 38, 39, 40 and 41 in the Joseph S. Brown Revised Plan, approved April 14, 1947, by changing the number reading "1403" in the first "WHEREAS" clause to read "1493," and the name "Mrs. Mary A. Woods Estate" in the first and second

"WHEREAS" clauses to read "Mrs. M. A. Woods Estate."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2292. Resolution certifying that there is a dire shortage of safe and decent housing in the City for persons of low income, and further certifying that if and when the Glen-Hazel Heights Housing Project is conveyed to the Housing Authority of the City, the said housing project will be used exclusively for persons of low income and advising the Federal Public Housing Authority Region II of Council's action.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. Leonard:

Mr. President: On Bill No. 2292, Resolution to give the Glen-Hazel Housing project to the Housing Authority of the City of Pittsburgh, I notice in the language of the Authority the said Housing Project will be used exclusively for persons in the low income group. Just for a matter of the record, does that mean if we

accept it is our policy to carry on the same basis as Terrace Village?

The Chair: I wouldn't like to answer that question by comparison with any other project. It is the intent of Council to use it for people of low incomes.

Mr. Leonard:

Mr. President: The question I am trying to bring up, it is a different kind of construction and I think it is important that something is in the record to protect Council. In other words, it isn't put in the lowest bracket. It doesn't have to have the same status as Terrace Village. You see, the reason I am raising this question, I don't want to see somebody who is earning thirty-five dollars a week put out to make room for a party who is making twenty-five dollars a week. That is why I am trying to protect Council. I think it is important to have something in the record, that it is our intention to go into that.

The Chair:

The income of tenants could be a constant irritant if the question is not sympathetically and intelligently handled. It is the intent of City Council that Glen-Hazel Housing Project should be occupied by persons of income so low that private enterprise will not provide for them. I suppose there will be displacements as income of individual tenants should increase beyond the fixed limit of income. Now and then, a hard case will arise and there could be an honest difference of opinion in its disposition. Last week, in another city, a legless veteran was displaced because his pension income exceeded the local "low income" figure. City Council will expect our Housing Authority officials to act with good judgment and discretion.

Mr. Leonard:

Mr. President: You are right on that, but as I told you, working on the same program, I think I come across things that you may not come across. After all, I am a member of this body, and I know you have to do something before you accept such language. There are certain projects

that were constructed under sixty-year agreements and some others for only thirty years. The construction had to be pretty good to be for sixty years. I think it should be in the record of Council so it will guide the Housing Authority as to what we have in mind, and that is, we want to take care of families in the low-income brackets, but we want to get as much of a bargain as we can. We don't want to go into this blindly. We want to have our hand on it when the Federal Housing Authority starts to negotiate with the City Housing Authority. In other words, we have a thirty-year contract, whereas in Terrace Village we have a sixty-year contract. We should also engage them for people who are not in the lowest income group and you will get more in lieu of taxes. I think we should get a greater amount from Glen-Hazel Project than from Terrace Village or the South Side, I just wanted it in the record when it comes up for negotiation, and that we are not going to take something just because it is there.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 2337. Report of the Committee on Public Works for April 22, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2288. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Oglethorpe avenue, from Woodbine street to Antoinette street, including water line and other work

incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 2289. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of Railroad street, from a point about 240' west of 27th street to the existing sewer on 27th street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 2290. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to give six (6) months' notice to the proper officers of Greentree Borough, revoking permission of Borough to connect certain sewers of Greentree Borough into the City sewerage system."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler
Duff
Gallagher
Leonard

McArdle
Stewart
Wolk.
Kilgallen, (Pres't).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Wolk presented

No. 2338. Report of the Committee on Public Service and Surveys for April 22, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2300. An Ordinance entitled, "An Ordinance re-fixing the width and position of the roadway and sidewalks of Kearsage street from Grandview avenue to Virginia avenue."

Which was read.

Mr. Wolk moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler
Duff
Gallagher
Leonard

McArdle
Stewart
Wolk
Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 2339.

WHEREAS, The United States has

had an established and consistent policy toward Palestine since 1917; and

WHEREAS, This policy has been embodied in documents and statements such as the Mandate for Palestine, the Anglo-American Palestine Convention of 1924, statements of policy from every President from Woodrow Wilson to Harry S. Truman, the Joint Congressional Resolution of 1945, the platforms of both major political parties in 1945, and the Presidential Statement in 1946 when receiving the report of the Anglo-American Committee of Inquiry on Palestine; Now, Therefore, be it,

RESOLVED, That the Council of the City of Pittsburgh respectfully request the United States Government to instruct its representatives at the United Nations to:

1. Reaffirm and carry out this established policy,
2. Take such action in the United Nations as will compel the mandatory power to administer the mandate in spirit and letter from now until its final disposition, and
3. Compel the mandatory power to repudiate the illegal White Paper of 1939 which has been adjudged repugnant to the mandate by the League of Nations Mandate Commission; and Be It Further

RESOLVED, That copies of this Resolution be transmitted by the City Clerk to the President of the United States, the Secretary of State, the Chairmen of the Foreign Affairs Committees of the United States Senate and the United States House of Representatives and to the five Representatives in Congress from Allegheny County and the two United States Senators from Pennsylvania.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 2340.

WHEREAS, A growing need has arisen for shuttle bus transportation

between the neighborhoods of Bloomfield, Garfield and Lawrenceville and the Borough of Millvale; and,

WHEREAS, The residents of these neighborhoods are seriously inconvenienced by lack of transportation services; and,

WHEREAS, There now exists no such shuttle bus service, Therefore, be it

RESOLVED, That the Council of the City of Pittsburgh join in the petition of numerous residents of these areas in urging the Pittsburgh Motor Coach Company to establish a shuttle bus route from Liberty avenue to Millvale via the 40th Street Bridge with transfer privileges.

Which was read.

Mr. Gallagher moved

The adoption of the resolution.

Which motion prevailed.

Mr. Demmler moved

That the following members be excused for absence from Council and Committee meetings:

Mr. McArdle on April 14, 1947;

Mr. Stewart on April 7 and 8, 1947;

Mr. Weir on April 14, 15 and 28, 1947;

Mr. Wolk on April 15, 1947;

Mr. Kilgallen (Pres't) on April 21, 1947.

Which motion prevailed.

Mr. Demmler:

Mr. President: In the public press of April 22, 1947, there appeared a news item headed "Realty Board Head Urges Sales Tax-Inducement Sought for New Industry." In the other paper the heading was: "State Sales Tax Urged by Realtor." Both of these articles refer to an article which appeared in the Pittsburgh Realtor for April 26, 1947, and in the "Realtor" the article is headed "Real Estate Board Supports Sales Tax Legislation." I have a complete copy of a statement of Mr. MacDowell, President of the Pittsburgh Real Estate Board, and I wish to place on the record these paragraphs:

"Robert A. MacDowell, President of the Pittsburgh Real Estate Board, to-

day urged passage of a State Sales Tax as a means of reducing taxes on real estate and providing an inducement for new industry to locate here.

"Speaking at his organization's luncheon meeting in the William Penn Hotel, Mr. MacDowell said the Pittsburgh Civic-Business Council in its three-year program, 'the lowering of taxes on industrial properties in Pittsburgh.'

"Don't misunderstand me,' he said. Personally, I believe in the Pittsburgh Civic-Business Council. I have contributed to it along with the members of my organization.

"But if they do not face the facts with us, we shall run the chance of wasting the \$1,638,585 which we are being asked to contribute.'

"Mr. MacDowell pointed out that taxes on industrial property in Pittsburgh are 15 times more than in Neville Island and also much greater than in industrial Coraopolis."

I wish to make this comment that if the assessment on buildings in Neville Island are so much less than corresponding buildings in Pittsburgh then it is an indictment of the Board of Property Assessment, Appeals and Review. I do not believe that to be a fact, and I also feel certain that the statement that the tax in Pittsburgh is fifteen times greater than in Neville Island is greatly exaggerated.

Another item I wish to call to your attention, in speaking of the sales tax:

"It looks to me like the unfairness of the sales tax is not unfair discrimination against the poor—but against the rich."

I personally am convinced that the sales tax bears heavier on those in the low-income bracket than on those in the higher income brackets.

I also wish to call your attention to this paragraph on the sales tax:

"The bordering states, Ohio and West Virginia, have the sales tax. We Pennsylvanians are asleep. New industries are locating in those states because of lower real estate taxes, caused by the Sale Tax. In West Virginia alone, I am told that the real estate tax has been decreased 42% because of their Sales Tax."

I would state that I have a letter from the Ohio State Chamber of Commerce in which they state that industries settle in various locations for many other reasons than taxes; that taxes were only an incidental for certain industries locating in certain places.

I hope to find more definite information regarding West Virginia, and also the actual tax on Neville Island, at a future date.

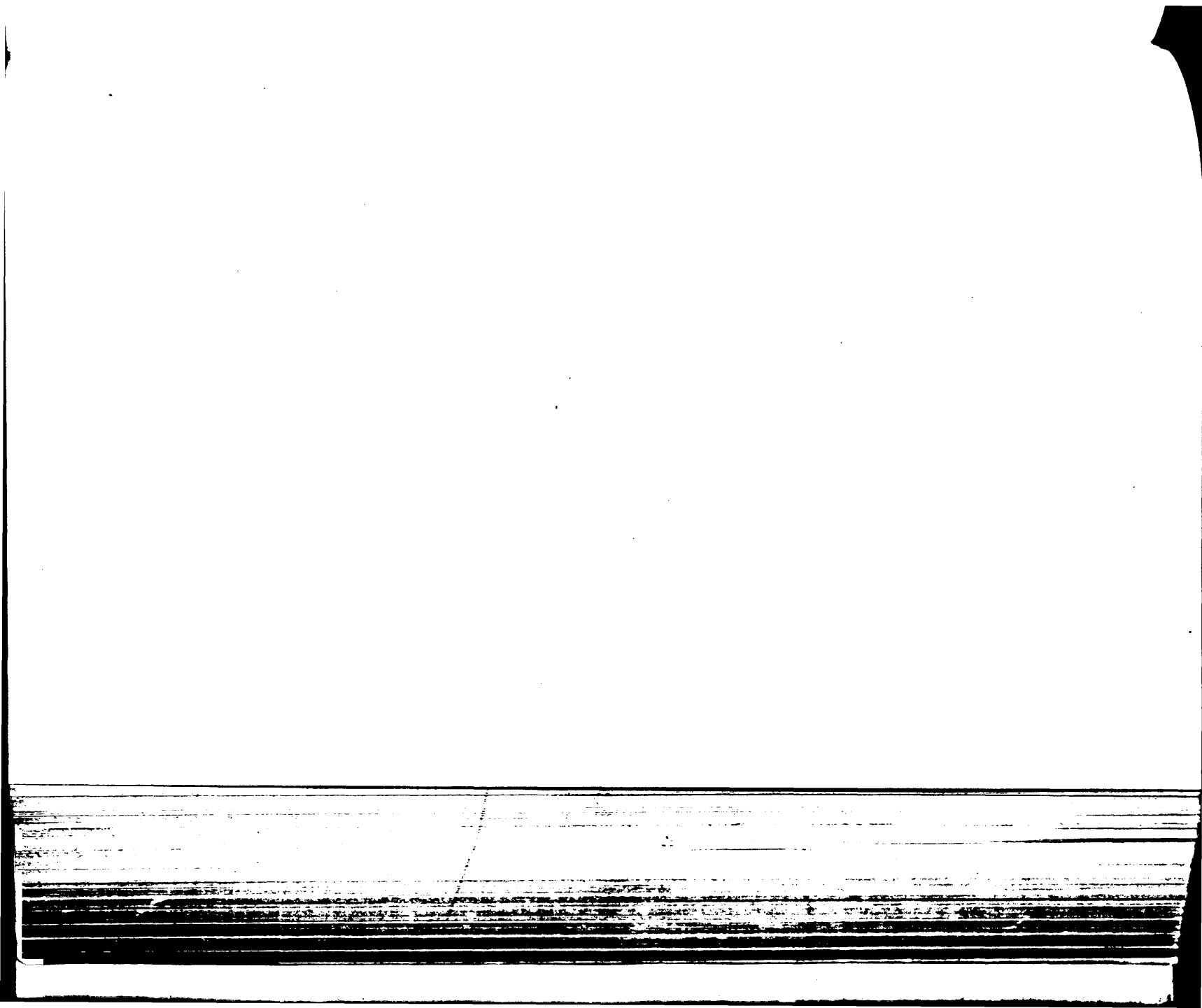
Mr. Leonard moved

That the Minutes of Monday, April 21, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. McCordle

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, May 5, 1947.

No. 17.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President
JAMES W. PATTERSON.....City Clerk
GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday May 5, 1947.

Council met.

Present:—Messrs:

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Absent: Mr. Weir.

PRESENTATIONS

Mr. Duff presented

No. 2341. An Ordinance transferring \$888.00 from Code Account No. 1102, Salaries, Regular Employees, to Code Account No. 1106, Equipment, within the Department of City Planning.

Also

No. 2342. An Ordinance setting aside and appropriating the aggregate sum of \$18,000.00 from Bond Fund No. 170. General Public Improvement Bonds—1946 Series A, for the payment of the cost of printing approximately 15 topographic Sheets which have been prepared by the Department of City Planning.

Also

No. 2343. Resolution authorizing and directing the Collector of Delinquent Taxes to accept the sum of \$527.85 in full payment of unpaid water rent against property of the Housing Authority of the City of Pittsburgh in the Sixteenth Ward for the year 1944.

Also

No. 2344. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$43.88 in full settlement of unpaid flat rate water charges against the property of Wendelin Staab, 2705 Burham street, 16th Ward, for the years 1943, 1944 and 1945.

Also

No. 2345. Communication from the City Controller submitting report of deposits and market value of collateral security pledged by City Depositories to secure same as of April 30, 1947.

Also

No. 2346. Communication from City Treasurer transmitting statement of collection of delinquent taxes for period from April 16 to April 30, 1947; also statement of collection of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2347. An Ordinance transferring Bond Fund balances in the total amount of \$168,316.87, to Bond Fund No. 177, Resurfacing City streets.

Also

No. 2348. An Ordinance appropriating and setting aside the sum of \$168,316.87 in Bond Fund No. 177, Re-

surfacing City streets, Department of Public Works, for the purchase of asphaltic materials by the City under existing contracts, and for the payment of the cost of resurfacing City streets with asphaltic materials furnished by the City, and the work incidental thereto, including regrading and recurbing, by contract, and for the necessary engineering expenses.

Also

No. 2349. An Ordinance authorizing the issuance of a warrant in favor of Allegheny Asphalt and Paving Company in the sum of \$196.35 in payment for extra work performed on contract in the Department of Public Works, for the benefit of the City without previous authority of law.

Also

No. 2350. An Ordinance providing for a contract or contracts for the construction of a storm sewer on Woodward avenue, from a point about 200 feet west of Ray avenue to the existing storm sewer on Ray avenue, including all other work necessary in connection therewith, and appropriating funds for the payment of the cost thereof.

Also

No. 2351. An Ordinance providing for a contract or contracts for the resurfacing of City streets with asphaltic materials furnished by the City under existing contracts, and for the work incidental thereto, including regrading and recurbing, and for the payment of the cost thereof.

Also

No. 2352. An Ordinance providing for a contract or contracts for the cleaning and painting of Davis avenue bridge over Woods Run avenue, and for the payment of the costs thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 2353. Petition for the grading, paving and curbing of Woodbourne avenue, from Cedric avenue to Rockford avenue.

Also

No. 2354. An Ordinance author-

izing and directing the grading, paving and curbing of Woodbourne avenue, from Cedric avenue to Rockford avenue, including the installation of house sewer laterals and other work incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

2355. An Ordinance accepting the dedication of certain property in the Fourteenth Ward of the City of Pittsburgh for public use for highway purposes, opening and naming the same "Normlee Place" and accepting the grading, paving, curbing and sewerage thereof.

Also

No. 2356. An Ordinance setting aside and dedicating certain property in the Sixth Ward of the City of Pittsburgh, for public use for highway purposes for the widening of Twenty-nine and a Half street.

Also

No. 2357. An Ordinance accepting the dedication of property for the widening of Penn avenue, as shown on the Pennlyn Plan of Lots in the Fourteenth Ward of the City of Pittsburgh, laid out by Penn Apartment Corporation, for public highway purposes, and widening Penn avenue.

Which were severally read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 2358. An Ordinance authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency in 1946, without previous authority of law for a sum not to exceed \$744.05.

Also

No. 2359. An Ordinance authorizing the issuance of warrants in favor

of Gulf Oil Corporation for \$39.00 and Packard - Wilkinsburg Company for \$20.18 for supplies and materials furnished the Division of Garage and Repair Shop, D. P. S., without previous authority of law.

Also

No. 2360. Resolution authorizing and empowering the Director of the Department of Public Safety to arrange with the Boy Scout Headquarters for the furnishing of sufficient Boy Scouts to make a traffic count during the month of June, 1947, and to pay said boys the sum of fifty cents each, which, together with the necessary expenses incurred by the Boy Scout Headquarters in arranging th's work shall be paid by the City and to pay for the same \$1,000.00 or so much thereof as may be necessary, appropriating the said funds from Code Account No. 1491, Item B, Boy Scout Traffic Count, Bureau of Traffic Planning, Department of Public Safety and further authorizing the Director of the Department of Public Safety in order to assist in the preparation and tabulation of the count made by the Boy Scouts, and other traffic

counts, to employ sufficient clerks and to pay them at a rate not to exceed eighty-five cents per hour and to rent machines for the automatic tabulation of portions of data, and appropriating the sum of \$1,000.00 from Code Account No. 1492, Item B, Tabulation Fund, Bureau of Traffic Planning, Department of Public Safety, for this purpose.

Which were read and referred to the Committee on Finance.

Mr. McArdle presented

No. 2361. An Ordinance transferring \$2,160.00 from Code Account No. -----, to Code Account No. 1367-7, Wages, Temporary Employees, Electricians, Bureau of Repairs, Department of Lands and Buildings.

Also

No. 2362. An Ordinance transferring \$2,000.00 from Code Account No. 1363, Materials, to Code Account No. 1365, Equipment, Bureau of Accounts and Administration, Department of Lands and Buildings.

Which were read and referred to the Committee on Finance.

Also

No. 2363. Resolution authorizing and directing the Mayor, on behalf of the City, to join with the County and School District, on the one part, and the following person on the other

part, in separate agreement for the sale of the following real estate free of all encumbrances for the following sum, and upon receipt of the sum set forth in the agreement, to execute and deliver a deed for the interest of the City in the following real estate:

Property	Highest Successful Bidder	Gross Amount	Commission	Net Amount
Thomas Aloe 5907 Callowhill St. Lot 60x150 Lot 90x150 2-story stone dwelling 1-story stucco garage	Ruth Newcomer c/o Prudential Realty Co. 417 Frick Building	\$9,000.00	\$450.00	\$8,550.00

Also

No. 2364. RESOLVED, That the Mayor, on behalf of the City, is hereby authorized and directed to join with the County and School District, on the one part, and the following persons on the other part, in separate agreements for

the sale of the following real estate free and clear of all encumbrances for the following sums, and upon receipt of the sums set forth in the agreement, to execute and deliver a deed for the interest of the City in the following real estate:

Property	Highest Successful Bidder	Gross Amount	Commis- sion	Net Amount
Samuel Barbalot 3714-3716 Butler St. Lot 40x104.58 2-Sty. Brick Bldg. 2-Sty. Frame Bldg. (rear)	John Tyminski c/o Gribbon Real Estate 3621 Butler St.	\$4,600.00	\$230.00	\$4,370.00
William Cohen 45-47 Chatham St. Lot 35.63x96 2-3-Sty. Brick Dwellings 2-Sty. Bldg. (rear)	Daniel Laley 727 Bakewell Bldg.	6,301.00	315.05	5,985.95
Lizzie M. Glynn 6515 Jackson street Vacant Lot 100x157	Fiore Amendola 1506 Follage St. Wilkinsburg Pa.	2,975.00	None	2,975.00
Leo R. Griffin 702-712 Carmel way 6 Frame Dwellings Lot 91.41 x avg. 125.61	Hyman Goldstein 5907 Stanton Ave.	3,010.00	None	3,010.00
Robert Maloney Beechwood Blvd. Vacant Lot 102.15x200	Louis Steinbach 615 Berger Building	9,901.00	None	9,901.00
Henrietta S. Neuman 104 Fullerton St. Lot 21.50x100 2-Sty. Brick Dwelling 1-Sty. Brick Dwelling (rear)	Louis Goldvarg 1317 Allegheny Ave.	2,755.00	None	2,755.00
John C .Reilly 1928 Fifth Ave. Lot 42x120 2-Sty. Brick Bldg.	W. A. Dunn 1928 Fifth Ave.	8,000.00	None	8,000.00
John Rothman 1901 Beaver Ave. Lot 40x120 2-3-Sty. Brk Bldgs. 2-Sty. Brk. Dwlg. (rear)	S. Lee Kann 711 Berger Bldg.	10,775.00	None	10,775.00
D. Howard Brown Lot No. 56 Crosby Ave. 19th Ward, Size 33.4x110	Ranzo L. DiPietro 1835 Tonopah St.	905.00	None	905.00
Harry W. Lehner Lot Nos. 101-102 Camfield St. Size 25x120 each	Carmen DiSalvo 302 Camfield St.	800.00	40.00	760.00
Harry W. Lehner Lots Nos. 110 to 113 inclusive Camfield St. Size 25x120 each	Ernest Perella 200 Tarragonna St.	1,800.00	None	1,800.00

Also

No. 2365. Resolution authorizing and directing the Law Department to petition the court for the sale to Harry A. Stroup and Barbara R. Stroup, his wife, the easterly half of Lot No. 72 on Faronia street in the Andrew Patterson Plan of Lots, for the sum of \$500.00, and authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property, and charging the costs to the City.

Also

No. 2366. Resolution authorizing and directing the Law Department to petition the court for the sale to Charles Beshenich and Evelyn Beshenich, his wife, all those certain lots or pieces of ground situate in the 20th Ward, being Lots Nos. 71 to 74, inclusive, on Wettengel avenue in the William J. Boyd Plan, for the sum of \$350.

Also

No. 2367. Resolution amending Resolution No. 85, approved April 24, 1947, authorizing the sale of a vacant lot, size 60x96 on Muriel street at the corner of South 12th street, 17th Ward, to Robert Gruber for the sum of \$3,000.00 by striking out the name "Robert Gruber" and inserting in lieu thereof the name "W. A. Walker."

Also

No. 2368. Resolution authorizing and directing the Law Department to petition the court for the sale to John W. Barbour and Donald A. Barbour all those certain lots or pieces of ground situate in the 13th Ward, being Lots Nos. 25 and 26 on Fargo street in the Liberty Real Estate Company Plan for the sum of \$250.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Wolk (for Mr. Weir) presented

No. 2369. An Ordinance creating a Department of Parks and Recreation, defining the powers, duties and jurisdiction of said Department, and transferring all such duties now performed by Department of Public Works to the Department of Parks and Recreation.

Also

No. 2370. An Ordinance amending Sections 79-90 of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Also

No. 2371. An Ordinance transferring the sum of \$----- from Department of Public Works to Department of Parks and Recreation, City of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Mr. Wolk (by request) presented

No. 2372. Communication from Private Soldiers' and Sailors' Legion of Pennsylvania asking for an appropriation of \$400.00 to help defray expenses of a Fourth of July celebration in the Greenfield Community.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 2373. Communication from the Mayor submitting quarterly allotments prepared for the 1947 appropriation to the various departments.

Also

No. 2374. Communication from Sam Druck, City Clerk, Scranton, Pennsylvania, asking that the Council of Pittsburgh endeavor to have a portion of the proposed additional State tax on cigarettes returned to municipalities.

Also

No. 2375. Communication from Carl H. Robinstein, M.D., requesting compensation in the sum of \$700.00 for medical treatment rendered James H. McAdams, a member of the Bureau of Fire, who was injured while in the line of duty.

Which were severally read and referred to the Committee on Finance.

Also

No. 2376. Communication from Brookline Joint Civic Committee, Paul N. Smith, Chairman, requesting a hearing in order to present its plan for the

improvement of Brookline boulevard.

Which was read and referred to the Committee on Public Works.

Also

No. 2377. Communication from Hays V. F. W., Post No. 5655, 285 Baldwin road, requesting that Rand Field in the 31st Ward be put in shape for playing soft ball.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2378. Report of the Committee on Finance for April 29, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2315. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Office Equipment for the Civic Unity Council, Office of the Mayor, and for the payment thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2320. An Ordinance entitled, "An Ordinance transferring the sum of \$5,000.00 from Code Account ----- to Code Account 1231-4, Drug Supplies, Tuberculosis Hospital, Department of Public Health."

In Finance Committee, April 29, 1947, bill read and amended by inserting in Section 1 as shown in red, and in the title by inserting in blank space the words, "1443, Salaries, Regular Employees, Bureau of Police," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2316. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$59,944.87 in payment for street light-

ing service furnished, during the month of April, 1947, for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also, with an affirmative recommendation.

Bill No. 2313. Resolution renewing and extending from May 1, 1947, to and including April 30, 1947, all authority, directions, terms and provisions of Resolution No. 96, approved May 1, 1945, authorizing and directing the Mayor to accept from the Yellow Cab Company and the Pittsburgh Transportation Company a bond in the amount of \$2,000.00 conditioned upon the appearance for hearing of each and all of their drivers when arrested because of accidents involving taxicabs of the said companies operated by the said drivers.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2314. Resolution authorizing the issuing of a warrant in favor of Martha Wells and L. Pat McGrath, her attorney, 609 Plaza Bldg., Pittsburgh, Pa., in the sum of \$200.00, in full settlement of her suit against the City for personal injuries sustained July 17, 1945, at 224 Wylie avenue, and charging same to Code Account No. 42, Contingent Fund.

In Finance Committee, April 29, 1947, read and amended by striking out the words, "and L. Pat McGrath, her attorney, 609 Plaza Bldg., Pittsburgh, Pa.", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 2379. Report of the Committee on Public Works for April 29, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2285. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Loretta road, from a point about 140' East of Winterburn avenue, to the existing sewer on McCaslin street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle,
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 2380. Report of the Committee on Public Service and Surveys for April 29, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2322. An Ordinance entitled, "An Ordinance re-fixing the width and position of the roadway and sidewalks of South Twenty-seventh street from Josephine street to the Pittsburgh, Virginia and Charleston Railroad."

Which was read.

Also

Bill No. 2323. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway and sidewalks of Oglethorpe avenue from Woodbine street to Drive way, and prescribing portions thereof to be used for slopes, landscaping, retaining walls and steps."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Demmler presented

No. 2381. Report of the Committee on Filtration and Water for April 29, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2312. An Ordinance en-

titled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Water Meters for the Bureau of Water, Department of Public Works, and for the payment thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 2382. Report of the Committee on Public Safety for April 29, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2317. An Ordinance entitled, "An Ordinance authorizing and directing the Superintendent of the Bureau of Building Inspection to issue to the Duquesne University a permit for the erection of four two-story frame school buildings, each to be approximately 28'x130' in size and to be equipped with exit facilities and other safeguards which are considered adequate by the Superintendent, said buildings to be vacated and razed not later than

June 30, 1949, on the athletic field of said University located at 601 to 727 Bluff street, 1st Ward.

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Stewart presented

No. 2383. Report of the Committee on Health and Sanitation for April 29, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2321. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of One Portable X-Ray Unit for the Municipal Hospital, Department of Public Health, and for the payment thereof."

Which was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 2384. Report of the Committee on Lands, Buildings and Housing for April 29, 1947, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2318. Resolution authorizing the Law Department to petition the Court for the sale to G. Edgar Steinmark and Helen B. Steinmark, his wife, of all that certain lot or piece of ground situate in the 27th Ward, being a portion of Lot No. 83 on Brighton road at the corner of Kleber street, in the Brighton Country Club Plan for the sum of \$650.00.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Leonard:

Mr. President: Under remarks,

there is one thing I want to bring up that is very close to all our hearts, I know. I noticed a statement in the public press this week that the Mayor and City Council met to consider a request of the Retail Coal Merchants of Western Pennsylvania or Pittsburgh, or wherever they may be, and I read, with great interest, that the Mayor and the Council, after considering this question in private conference, decided, unanimously, that the Smoke Ordinance would be carried out to the letter on October 1st. I just want to say, for the record, that I did not attend that conference and the reason I did not attend that conference is this is a vital issue that should not be taken up in a star chamber session. This issue should be taken up in this Council Chamber, open to the press and open to the public, because it is too vital not to be discussed in the open.

Mr. Chairman, I want to qualify my remarks to show how I feel about enforcing the Smoke Ordinance as of October 1st, 1947. Let the chips fall where they may. Leonard will take his chances. As I understand it, an Act passed as amended in the last week of the Legislature sets up the power in the County Commissioners to adopt a smoke ordinance when, after study, they deem in their judgment that enough equipment, such as stokers, grates, stoves, and particularly stoves that will burn Western Pennsylvania mined coal smokelessly are available. I have read in the papers where the advocates of the smoke bill hail this as a great victory. They say it is a great step forward in what is going to happen. I whole-heartedly agree with the bill passed in the last session of the Legislature as amended. The Thomassey-Mazza bill, as amended, I think personally, is a good bill. It is a right step forward to cut in on the smoke abatement problem. The bill, as amended, gives the Commissioners the authority to set up a smoke commission but it does say only after investigation and when there is proper equipment in the County to burn Western Pennsylvania coal smokelessly. I heartily agree with that.

Mr. Chairman, following the remarks of the advocates of the Smoke Abatement bill, what is the matter with the

City of Pittsburgh doing the same thing? To enforce the law when the equipment is available. I do not know anybody who has investigated this, but I have done a little of my own and I think it is fair and right, in my opinion, that the poor people and the middle-class people in the City of Pittsburgh that are so economically affected at home as to be upset under inflated prices because smoke has to go and we are going to have clear blue skies. I am for clear, blue skies but I am for "Little Joe." Nobody can answer how much this is going to cost. Let's get at and look the situation over, what the coal situation is. I don't know whether any member of this Council has gone into anthracite or high volatile coal or not but I have. Last week I visited four homes in Dauphin Co. and again I visited homes Saturday night in Johnstown that burn coal of this type. I found out that in order to burn this so-called Somerset coal or Susquehanna coal or anthracite coal, with the exception of Scranton and Harrisburg coal, you cannot burn it here. If you will look at the grate bars you will find the grate bars are set close together and that is for the use of \$16.50 a ton coal. They have a smaller grate. If they use the \$10.90 coal that they are selling, the poor people who are using this coal, and I think this is important, they have steel screens underneath their grates so that when they rake the coal they don't lose it. I think we are getting ourselves into something. It is true you can pass a law here, but you say we will not enforce it where an emergency exists. It is an emergency for a hundred thousand families. How is the man who has always bought a good grade of lump coal and always buys his coal early so he will save on it and who has always tried to obey the laws of the land, going to obey this? They are the ones who are going to be penalized. We read where the Consolidation Coal Company, in a couple of years is going to manufacture gas, a new device in fuel. All right, it isn't on the market and it isn't for sale. There are a lot of things that can be made to comply with these ordinances, but gentlemen, it won't be done this year. Let's take the Gulf Refining Company: I understand they came out with a new grade of coal, but

it isn't on the market and is only for sale to their own employees. It is manufactured by the Gulf Refining Company and is sold for \$7.60 a ton but it is only sold to their employees. Now the thing that disturbs me is the Somerset high volatile coal, \$10.50 a ton, \$11.90 a ton, \$12.50, and \$14.00 and \$16.50 a ton. I am no engineer. I couldn't say that there isn't more heat than in our present bituminous coal. But I may say that Joe Bloke who wants to go ahead and buy high volatile coal or may be he wants to put in gas but can't get gas for heat because the Public Utility Commission prohibited the sale of gas equipment and furnaces if it is sold without priority, and it has to be through sickness or heart trouble, otherwise they can refuse the service. In the City of Pittsburgh they cannot get what they want, and I think the majority of them would favor gas. Stokers, yes stokers are available. I ask how much this is going to cost Little Joe. I listened with interest to a two-hour program on the radio and I heard one gentleman explain that there are stokers available on the market, and will be on the market for three hundred dollars. And gentlemen, this in 1941—I got the Carnegie Library to look up the newspaper advertisements, and I see the same stoker was advertised in 1941 for one hundred twenty-five dollars. Why am I opposed to the smoke bill? I have enough guts to stand up here and say I am opposed to it. I read this in the paper Friday, "Smoke Advocates hail passage of Smoke Act," but in that same column the family food bill is higher this week and how much the food went up last week and then the week before—a pound of bacon 69 cents, a pound of pork chops 73 cents, dozen of oranges 69 cents, pound of butter 67 cents, dozen of eggs 65 cents. Let's start thinking a little bit about the little fellow that helps carry the load, the working man. And I am a working man. Maybe I got a better break than the other working man and I make a little more money, but it isn't fair. These people had faith in the Democratic Party and they put us in here for the reason they thought we would help the middle class and poor people. Let's not force them to buy high-priced coal equipment. Let's try

to work this thing out sensibly. Let's give the working man a chance so that he can choose the kind of heat he wants, but let's not reach in their pockets when they can hardly meet the demands today because a lot of insistent people want blue skies. In closing my remarks, I was very interested in what one man says about burning Somerset coal here. He said, Johnstown burns it and he said in Altoona they burn it and he said they are pretty dirty cities. I say, the chance we are taking to make what we call clear up the smoke, it is too much of a cost. I think we have done a lot of damage now that we don't realize, when a lot of the mills were shut when thousands of people converted their furnaces to gas. I don't want to go into all that but I am going to go into it later. I am not interested in any coal company and I don't know anybody in the Coal Merchants' Association or Retail Merchants' Association, and I am not interested in them. I say I am not for saddling or harnessing the poor people in this city until they have the opportunity to purchase equipment and coal on an economical basis.

I hope, Mr. President, I have made myself clear and I will take the consequences as a result.

Mr. McArdle:

Mr. President: I rise to answer some of the remarks of Mr. Leonard. In the first place, so far as the "star chamber session" was concerned, as he has quoted as being in the newspaper, there was no "star chamber session" so far as the coal bill was concerned. It was discussed in conference, and the only thing that was discussed was the Retail Coal Merchants or some organization, who since the passage of the smoke abatement bill have done everything in their power to throttle the enforcement of the smoke control bill. I wasn't in Council when the Smoke Ordinance was passed, but I did run for election—for re-election on a platform that smoke abatement was part of that platform, and the people of Pittsburgh elected the ticket that was talking abatement of smoke in the City of Pittsburgh. I am ready to stand by the platform I ran on, with the Party I ran with, to enforce the smoke ordinance.

I am of the opinion that when the Retail Coal Merchants Association and coal owners in general, are convinced that the City of Pittsburgh is going to enforce the law that it has opposed that there will be ample coal available for the people that use coal.

So far as Mr. Leonard remarks that stokers that sold for \$125.00 in 1941, being sold for \$300.00 and \$350.00, that is not out of line with everything else. The increased cost of stokers, the same as the increased cost of coal, is in proportion with the increase of every commodity the people in this country use. Coal has increased in price proportionate with everything else and stokers have increased in proportion to other commodities people use.

I am of the opinion that when the smoke ordinance is enforced and when the people in the coal industry are convinced that the City administration and City Council mean to enforce the law that is now on the books that the available coal and the coal that meets the requirements of the smoke abatement bill will be available for the people.

If there is something wrong with the bill and he wants to open the bill up, the way to open it up is for Mr. Leonard to come in with an ordinance repealing this ordinance that is on the books. All we are supposed to do and all we intend to do is to enforce the law as in effect now and beginning October 1, 1947, and nobody can have any quarrel with that.

Mr. Leonard:

Mr. President: I do have a quarrel with it. That is the reason I brought this subject up. As far as Mr. McArdle on Party policy is concerned. I didn't run on the ticket that time. But I know in July, 1941, when the smoke bill came up for vote I voted against it and gave the reasons why I voted against it; and then there wasn't a war in front of us. I was of the opinion it was too hard on the people. Since that we have gone through a war. When I stand up and point out these things, I am sincere in it. I think it is a nice thing. I like to read about things nice, and when Wolk goes

into a place they play "Smoke Gets in Your Eyes," and when Leonard walks in they play, "All Alone." I am sincere in it.

What Mr. McArdle says is true, that commodities have gone up. Maybe so, it costs them \$300.00 for a \$125.00 stoker. Maybe he wants to get his home painted, maybe he wants to get a Frigidaire or something else and could use the \$300.00 to better advantage. I could say a lot of things. I have tried to lay off it and tried to see if I couldn't see my way clear not getting into it. The further I go into it the more I think of the little fellow getting saddled with this.

The Chair:

I was born in Pittsburgh. I have lived here for more than a half century. I have never lived anywhere else. I never wanted to live anywhere else. This is my City, an interesting, colorful, vital City. There is none other like it. It has had a great past. It is going to have a greater future. I am a favored man to have something to do with its civic affairs, and in my opinion our greatest civic deterrent is the smoke that comes pouring wastefully and dirtily out of our chimneys. There is nothing like it anywhere else. It is thick, dirty stuff that has body and substance to it. It fouls our clothing, our faces, our hands, our linen and our lungs. It crunches under our feet on the sidewalks, it smears our buildings and makes them drab and dreary almost while they are being constructed. It blackens our snow over night. It makes our women folk work night and day with soap and water. It has given us a bad name all over the world. We are being plagued as no city since Hamelin. Half resignedly, we admit that over and above all others on the face of the globe that we are the Smoky City. I do not share Mr. Leonard's skepticism on our ability to do anything about it. When the Smoke Bill was presented six years ago, I made the seconding motion for its approval in Committee. I clearly saw an opportunity that seldom comes to a man in public life. It was an opportunity to render a remarkable, epochal benefit to a great City and its people.

We knew from the beginning what a tough, uphill fight it was going to be. We knew our geographical peculiarities and we knew the skepticism that would prevail over a proposition that we could clear the immense sky. We knew that there was a kind of mind which would sincerely believe that Pittsburgh cannot be prosperous unless it is dirty. We knew the labor angle that would arise and we knew how management would respond. We knew also that the individual residents would be called upon to make some additional financial outlay. We foresaw the grudging and half-hearted support that would be given to the program in quarters where out and out opposition would not be discreet. For years the program has run a course which I expected and I have never once altered my thinking that the anti-smoke bill gave me the greatest opportunity I would ever have to serve the people who have honored me with public office. Seven other Councilmen have felt the same way.

The anti-smoke bill would prevail with an overwhelming vote if "little Joe"—and more especially his women folk—could be convinced that the increased expenditures would buy them cleanliness. There is the rub—I have the feeling that "little Joe" is apprehensive that his increased expenditures will not buy him cleanliness. There are some who are of the opinion that the job of clearing the sky of smoke is impossible. We have all heard the statement that Pittsburgh cannot be prosperous unless it is dirty. The statement is childishly untrue and can be scientifically contradicted, but nevertheless it sounds convincing when it is heard. I am not sure that we have convinced the people of Pittsburgh that a little expense as to fuel and equipment will clear the air of its smoky filth. Once convinced that the job can be done, the people of Pittsburgh will rally in overwhelming numbers to the support of this program, even though it may mean extra expense. I do not want to minimize the monetary features of the anti-smoke program, nor do I want to minimize the difficulties with which we are yet faced in its enforcement. Better coal and better equipment will cost more money. Some

people will not have it. The high priced coal may not burn satisfactorily. The equipment may be unsatisfactory. There is going to be a period when as reasonable men the members of City Council could recognize the extending features of the anti-smoke Ordinance and consent if they be fairly and honestly applied. The discretion which has been lodged in the Board of County Commissioners by the General Assembly as explained by Mr. Leonard was wisely inserted in our Ordinance six years ago.

This is a great cause in which we are engaged and it is receiving good support from our people. They think we are trying to do the right thing. We can make it go if we all work hand in hand to make it go.

Mr. Leonard:

Mr. President: You and I disagree on the type of Pittsburgh. I think Pittsburgh is the greatest City in the world, and I think it is the greatest city to live in and I think it has turned out the greatest men that the world has ever had. I will not say it is not a fit place to live in and raise a family. There is just one more thing I want to put in the record. Smoke campaign leaders hailed the passage of the Fleming-Barrett County wide smoke control bill by the Legislature as a great victory. They also point out under its provisions to enact a country-wide law controlling smoke from all sources but they first must take into consideration the availability of equipment to burn Western Pennsylvania high volatile coal smokelessly.

Now the County will have to look into how much equipment is available. All right, what about the citizens of the City of Pittsburgh? They should not have to do under the present economy of the people's budget in their homes, today. I repeat as has often been stated by the great advocates of smoke control and particularly the advocates of the Pittsburgh passed Smoke Ordinance, Ordinance No. 344, approved July 8, 1941.

Smoke has no boundaries, but one thing that worries me and I do not think it is fair to the people, to the owners of homes and to the users of

coal is, let us take the mills on the South Side of Pittsburgh and the mills on Second avenue and when the yellow smoke comes out of those large stacks and the wind blows from the southwest and goes into the residential districts of Oakland, Hazelwood and Greenfield.

When the wind blows from the northeast then it covers the very heavily populated South Side residential districts. Although the present Pittsburgh Smoke Ordinance does not cover this type of smoke, which, in my opinion, is about the dirtiest. Also in the neighborhood where I live in Stanton Heights of East Liberty, in the Borough of Etna is the large Isabella furnace of the Spang-Chalfant Company which has a similar condition as the mills on Second avenue and the South Side. This is a new neighborhood and when the wind blows from the west, which is almost the prevailing wind, this yellow smoke which is much worse than coal smoke and is manufactured by gas. This neighborhood has about two thousand homes built in the last ten years and at the present time has under construction approximately 500 new homes. Now, is it fair this year before we have had a chance to tighten our belts and everyone had an equal opportunity to burn the fuel they so desire to come within the smoke ordinance of the City of Pittsburgh or the County of Allegheny? In my opinion the City and the County should work together on the same type of smoke bill. As I have repeated before, smoke has no boundaries and the people of the City of Pittsburgh should not have to comply with any special legislation until all governments can see eye to eye and pass a proper smoke bill. This is my reason for qualifying my statement today in the record of City Council. I am opposed at this time to forcing upon the people of the City of Pittsburgh this law and disrupting the economic situation of a community that mines and does its business in the City of Pittsburgh and operates its offices in the City of Pittsburgh and employs thousands of people, with millions of dollars invested, by passing a law which makes little "Joe" pay too great a price at the present time.

The question is if we amend our ordinance or if you are going to have smoke abatement, you should have it for all. In my opinion, there will be a lot of danger. Of course, this is a funny bill. The Democrats are for it and the Republicans are for it. Leonard is against it and I don't know what that makes me. Gus Oliver said at this table when we discussed the bill. He said, "I understand this is a very costly operation and in districts may shut down that mill and close it down." I think we should have the same bill that was passed for the County with the Thomas E. Mazzay amendment and you cannot enforce that until you know the proper equipment is available.

Mr. Wolk:

Mr. President: I did not intend to speak about smoke control today, because technically there is nothing before us. We have a law on our books that states that on October 1, 1947, and the law has been on our books for six years, everybody must use solid fuel that has a volatile content of 20% or less or use equipment as provided in the ordinance. That is the law of this City at the present time, and there is nothing before us amending that law.

Mr. Leonard frequently rises to oppose this ordinance, even though it is a law of the City. I don't object to his being against it. That is his privilege. He voted against it originally, but I think the time has come for me to say something about little Joe that he says is going to suffer by reason of this ordinance.

Just as you so ably put it, Mr. President, six years ago a commission of representative citizens investigated for five months, from every angle, what was involved in the elimination of smoke. We did not try to saddle upon the community this program immediately, but provided for easy stages. And let me say this, those who object to this ordinance most frequently always request one amendment. They say they are in favor of eliminating smoke but request that it be put off to sometime in the future. And it is my opinion that those who are advocating this, only hope for one thing, and that is, that

some of us will get tired and forget completely about smoke elimination. But fortunately there are eight men in this Council who are not tired. We know that in every worthwhile movement there are always difficulties. It wasn't easy to eliminate bad water. There was trouble at that time; there were opponents to it, and there are opponents to the elimination of air pollution. But let me emphasize that even if we forget that the elimination of smoke will do this City a tremendous amount of good from the point of view of cleanliness and health, it would still have a beneficial effect on the City to eliminate smoke, because out of it will come tremendous advantages to the coal industry and the entire community in the manufacture of gasoline and gas and the bi-products that come from the making of high and low temperature coke, all those marvelous products that should be the means of starting new industries in the City of Pittsburgh.

But getting back to little Joe, little Joe has a wife called Mrs. Little Joe. Somehow or other Mr. Leonard seems to forget all about Mrs. Little Joe, who is taking care of the washing of curtains, her husband's, her own and her children's clothes, cleaning her house and working from morning until night. She can't afford a maid. Who can value in dollars and cents what Mrs. Little Joe is going to benefit from the elimination of fatigue that she now suffers in being compelled to do all her own work? Yes, they will be compelled to pay a few dollars more per ton for low volatile coal, but that low volatile coal will give them finer and better heat, and not only that, they will use, in the long run, less tons per winter than they will when high volatile coal is burned, and Mrs. Little Joe will gain in a cleaner household, a cleaner community, and in not being compelled to wash her curtains, her husband's shirts, etc., and her own and her children's clothing so often, and her housing cares will be reduced as a result. They will have less doctor bills and suffer less in so many respects. Every household will save 100 dollars a year as indicated by the testimony before the Smoke Elimination Commis-

sion. And eventually there will be equipment of all kinds that will burn any coal. If they buy equipment, they will save money in the long run, and they can buy it on the installment plan with less strain on their pocketbooks. Yes, in the long run, smoke elimination will mean savings of money for Mr. and Mrs. Little Joe, besides good health and cleanliness.

As I said in the beginning, there is no problem that you tackle and try to solve for the entire community that doesn't result in difficulties at first. If there is no difficulty involved, then you can rest assured the program doesn't do very much good. We very carefully provided in the ordinance that the Superintendent of the Bureau of Smoke Prevention has the power to give six months' leeway in case of hardship. So there should not be too much difficulty. But if we would concede what our opponents say, it would mean the postponement of this ordinance not only for a year but for an additional six months, and I say the time to do this job is to do it now. We will take care of the hardship cases, if any, but until the people realize that we mean what we say when we pass an ordinance, you can make up your minds the ordi-

nance will never be effective. St. Louis had the same difficulties. I have a letter from the St. Louis Commissioner of Smoke Regulation that Doctor Ely sent me, dated April 28th, saying that St. Louis' experience was the same as Pittsburgh's is today; a similar ordinance, the same complaints, but fortunately, after they obtained the cooperation of the retail coal people the program was a success. Sure they had difficulties the first year and we will have difficulties, but we will overcome them and overcome them with as little hardship as possible. Other cities in the country are passing smoke elimination ordinances. They can't all be wrong. I say to you when the day comes, and it will come, when we will realize what we have accomplished by the elimination of air pollution, instead of having these arguments in Council, I believe Mr. Leonard will stand up and praise us for what we did back in 1947.

Mr. Wolk moved

That the Minutes of Council of Monday, April 28, 1947, be approved

Which motion prevailed.

And upon motion of Mr. Duff

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, May 12, 1947.

No. 18.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, May 12, 1947.

Council met.

Present:—Messrs.

Demmler

Duff

Gallagher

Leonard

Absent:—Messrs.

Weir

McArdle

Stewart

Kilgallen, (Pres't)

Wolk

PRESENTATIONS

Mr. Demmler presented

No. 2385. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works, on behalf of the City, to grant Helen S. Magsam, her heirs, executors and assigns, the right to use and occupy the land area of 1.61 inches encroachment at the northeast corner of Fountain street while the present building shall continue to stand and waiving all damages by reason of such encroachment in consideration of the promise of Helen S. Magsam, her heirs, executors and assigns, to relinquish and give up the said encroachment area upon the demolition or destruction of the present building.

Which was read and referred to the Committee on Public Works.

Mr. Duff presented.

No. 2386. An Ordinance declaring the existence of an emergency and appropriating the sum of \$25,000.00 to Code Account -----, City Clean-up Campaign.

Also

No. 2387. An Ordinance amending Section 61, Department of Public Works, Bureau of Highways and Sewers, Division Offices, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," by adding thereto 5 truck drivers, temporary; 15 laborers, temporary; 2 tractor operators (bulldozer), temporary; and 1 street foreman, temporary.

Also

No. 2388. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to request letter bids for and to enter into a contract for the furnishing, by loan or rental, of 5 motor trucks and one bulldozer tractor for use in the City Clean-Up Campaign.

Also

No. 2389. Resolution authorizing the issuing of a warrant in favor of Mary Poliwka and Mike Poliwka, her husband, in the sum of \$126.40 in full settlement of their claim against the City for personal injuries sustained by Mrs. Poliwka on October 3, 1946, on Ray avenue steps, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2390. Resolution authorizing the issuing of a warrant in favor of The Pennsylvania Railroad Company in the amount of \$7,788.76 in full settlement of all claims for overcharges for water furnished its property at 26th street and Liberty avenue on Meters Nos. 190045 and 190020, and charging same to Code Account No. 41, Refunds, Taxes and Water Rents.

Also

No. 2391.

Resolved, That the Solicitor for City and School Tax Liens is hereby authorized to satisfy the following tax liens of record, and the Delinquent Tax Collector is authorized to exonerate said taxes of record.

City of Pittsburgh

vs.

Joseph C. Shaffer et ux or

County of Allegheny

D.T.D. No. 10444 Oct. Term, 1938

1936 City Tax \$41.20

City of Pittsburgh

vs.

Joseph C. Shaffer et ux or

County of Allegheny

D.T.D. No. 8454 Oct. Term, 1940

1937 City Tax \$41.20

City of Pittsburgh

vs.

Fannie Robbins or

County of Allegheny

D.T.D. No. 10923 Oct. Term, 1941

1938 City Tax \$41.20

Also

No. 2392. Resolution exonerating the following flat rate water charges against property of the City on Spring Garden avenue, 24th Ward,

City of Pittsburgh	1943	\$95.25
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City of Pittsburgh	1944	\$95.25
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City of Pittsburgh	1945	\$95.25
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City of Pittsburgh	1946	\$95.25
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City of Pittsburgh	1/3 of 1947	\$31.75
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and authorizing and directing the Collector of Delinquent Taxes to strike off the above charges from his books.

Also

No. 2393. Resolution authorizing and directing the Collector of De-

linquent Taxes to accept the sum of \$250.00 in full settlement of unpaid metered water bills against the property of Fannie Landau, 2518 Webster avenue, 5th Ward, for the years 1932 to 1946, both inclusive.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2394. An Ordinance providing for a contract or contracts for the grading, paving and curbing of Twenty-nine and a Half street, from Railroad street northwardly 432 feet to north line of private right-of-way of the Crucible Steel Company, including the laying of a water line thereon and also the construction of a storm sewer on private right-of-way of the Crucible Steel Company from northerly terminus of Twenty-nine and a Half street to Thirtieth street, and the installation of drainage facilities at Thirtieth street and Railroad street, and for the payment of the cost thereof.

Also

No. 2395. An Ordinance providing for a contract or contracts for the repaving and/or otherwise improving of Heinz street, East Ohio street and Thirty-second street, and for the payment of the cost thereof.

Also

No. 2396. Communication from the Department of Public Works asking permission for J. J. Paine, Chief Engineer, Bureau of Tests, to attend the annual meeting of the American Society for Testing Materials to be held in Atlantic City on June 16 to 21, 1947.

Which were severally read and referred to the Committee on Finance.

Also

No. 2397. An Ordinance providing for a contract or contracts for the construction and reconstruction of sidewalks and curbs, and for the adjustment of structures within sidewalk areas in various locations in the City of Pittsburgh, and for payment of the cost thereof.

Also

No. 2398. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—O—E15, by changing from an "A" Residence District to a Commercial District, all that certain property bounded by Monastery street; the line of the present Commercial District north of South 18th street; Lehrman way and a line parallel with and distant 96 feet southwardly from St. Martin street.

Which were read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 2399. An Ordinance authorizing the issuance of warrant in favor of Steel City Piping Company in the sum of \$811.85 for labor and material furnished the Department of Lands and Buildings, for the benefit of the City without previous authority of law.

Also

No. 2400. An Ordinance providing for a contract or contracts for altering and improving the Scaife Residence at 1047 Shady avenue, Pittsburgh, and for the payment of the costs thereof.

Which were read and referred to the Committee on Finance.

Also

No. 2401. Resolution amending agreement for the sale of jointly-owned property in the 19th Ward on Pauline avenue to Edward E. Shepler and Hazel M. Shepler, his wife, for the sum of \$5,760.00, so as to provide that the sale price shall be reduced in proportion to the money necessary to pay all City, County and School taxes, penalties, interest and costs on Lot No. 176 adjoining the property which is now under agreement and which is estimated to be approximately \$700.00, the said Edward E. Shepler to purchase said lot No. 176 to correct the overlap of house now on Lot No. 175.

Also

No. 2402. Communication from the Department of Lands and Buildings advising Council that it will be necessary to have a survey made for the

portion of Bell Farm property which was sold to St. Paul R. C. Orphanage.

Which were read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart (for Mr. Weir) presented

No. 2403. An Ordinance transferring the sum of \$27,000.00 to Code Account Nos. 1803 and 1804 of the Bureau of Parks and Recreation, from Code Account Nos. 42, Contingent Fund, and 1011, Unallocated Funds, and 1800, 1816, 1818, 1824 and 1828 of the Bureau of Parks and Recreation, Department of Public Works.

Which was read and referred to the Committee on Finance.

Also

No. 2404. An Ordinance providing for a contract or contracts for oiling athletic fields of the Bureau of Parks and Recreation, and for the payment of the cost thereof.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

The Chair presented

No. 2405. An Ordinance providing for the furnishing and delivery of 2 sedan automobiles for the Department of City Controller, and for the payment of the cost thereof.

Also

No. 2406. Communication from John F. Hirth suggesting the construction of a bumper along the parking lots on the wharves to prevent automobiles backing into the rivers.

Which were read and referred to the Committee on Finance.

Also

No. 2407. Communication from Andrew N. Evans, Chairman, Committee for Improving Lindberg avenue, attaching petition of 36 residents of the neighborhood, requesting that Lindberg avenue be improved with a hard surface black top road with curbing.

Which was read and referred to the Committee on Public Works.

Also

No. 2408. Communication from

the Abbott Sales and Service, Inc., asking permission to construct, maintain and operate steel doors projecting 4 feet onto the sidewalk of Galveston avenue at or near North avenue.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2409. Communication from Anna Louise Hardine, Advisory Council, Terrace Village No. 2, asking for the construction of a backstop and fence at Kennard Playground.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Also

No. 2410. Communication from the West End Coal and Supply Company relative to supplying fuel to consumers under the Smoke Abatement Ordinance.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 2411. Communication from the Department of Public Works submitting copy of reports of streets repaired by the Asphalt Division, Bureau of Highways and Sewers, covering the period beginning March 31, 1947, and ending May 3, 1947.

Which was read, received and filed.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2412. Report of the Committee on Finance for May 6, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2341. An Ordinance entitled, "An Ordinance transferring \$888.00 from Code Account No. 1102, Salaries, Regular Employees, to Code Account No. 1106, Equipment, within the Department of City Planning."

Which was read.

Also

Bill No. 2342. An Ordinance

entitled, "An Ordinance setting aside and appropriating the aggregate sum of \$18,000.00 from Bond Fund No. 170, General Public Improvement Bonds, 1946 Series A, for the payment of the cost of printing approximately 15 Topographic Sheets which have been prepared by the Department of City Planning."

Which was read.

Also

Bill No. 2350. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of a storm sewer on Woodward avenue from a point about 200 feet west of Ray avenue to the existing storm sewer on Ray avenue, including all other work necessary in connection therewith, and appropriating funds for the payment of the cost thereof."

Which was read.

Also

Bill No. 2351. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the resurfacing of City streets with asphaltic materials furnished by the City under existing contracts, and the work incidental thereto, including regrading and recurbing and for the payment of the cost thereof."

Which was read.

Also

Bill No. 2352. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the cleaning and painting of Davis Avenue Bridge over Woods Run avenue and for the payment of the costs thereof."

Which was read.

Also

Bill No. 2369. An Ordinance entitled, "An Ordinance creating a Department of Parks and Recreation, defining the powers, duties and jurisdiction of said Department, and transferring all such duties now performed by Department of Public Works to the Department of Parks and Recreation."

Which was read.

Also

Bill No. 2370. An Ordinance

entitled, "An Ordinance amending Sections 79-90 of Ordinance No. 501, approved December 28, 1946, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof.'"

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Duff	Stewart
Gallagher	Kilgallen (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2347. An Ordinance entitled, "An Ordinance transferring Bond Fund balances, in the total amount of \$168,316.87, to Bond Fund No. 177, Resurfacing City Streets."

Which was read.

Also

Bill No. 2348. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$168,316.87 in Bond Fund No. 177, Resurfacing City Streets, Department of Public Works, for the purchase of asphaltic materials by the City under existing contracts, and for the payment of the cost of resurfacing City streets with asphaltic materials furnished by the City, and the work incidental thereto, including regrading and recurbing, by contract, and for the necessary engineering expenses."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time.

Mr. Leonard:

Mr. President: On Bill No. 2347 and Bill No. 2348, I raised the question—that is the appropriation of \$168,000.00 in Bond Funds for General Public Improvements, and I asked for a report, which I think we have always had and should have of the streets they intend to pave with this \$168,000.00. Has the report been received?

The Chair:

The Chair received a letter from the Director of the Department of Public Works advising me what streets would be included. I understand every Councilman received a similar letter.

Mr. Leonard:

Mr. President: As a Council courtesy, I would like this bill laid over for one week for an opportunity to study it. I feel that \$168,000.00 which is going to be spent on paving, I would like to see something done in East Liberty. Maybe it can be worked out. I don't think Council should pass any bill for \$168,000.00 until the members of this body are familiar with what streets are going to be paved and where it is going to be used.

Mr. Demmler:

Mr. President: I don't want to interrupt Mr. Leonard, but Bill No. 2348 sets aside the sum of \$168,000.00 for paving, and the passing of this bill does not specify any particular streets, and I see no harm in passing that bill today, because it does not set an approval on any city streets. The suggested list of streets has been given to each member of Council, and between now and next Monday we can make a selection. If Mr. Leonard will consider the suggestion, I suggest that he make a motion that before any contract is let that a list of streets be approved, but let us not hold up the appropriation bill.

Mr. Leonard:

Mr. President: That is all right with me, because the only thing this bill does is to authorize the Works Department to go ahead and advertise for contracts. I will, Mr. Chairman, later make a motion on the subject.

And the bills, as read a second time, were agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Duff	Stewart
Gallagher	Kilgallen, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Leonard moved

That the Department of Public Works be instructed not to award any contracts for the resurfacing of City streets under Bill No. 2348 until the list of streets has been approved by City Council.

Which motion prevailed.

Also

Bill No. 2361. An Ordinance entitled, "An Ordinance transferring \$2,160.00 from Code Account No. to Code Account No. 1367-7, Wages, Temporary Employees, Electricians, Bureau of Repairs, Department of Lands and Buildings."

In Finance Committee, May 6, 1947, bill read and amended in Section 1 and in the title by inserting in blank space the words, "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council was read.

Mr. Duff moved

That the bill be laid over.

Which motion prevailed.

Also

Bill No. 2362. An Ordinance entitled, "An Ordinance transferring \$2,000.00 from Code Account No. 1363, Materials, to Code Account No. 1365, Equipment, Bureau of Accounts and Administration, Department of Lands and Buildings."

In Finance Committee, May 6, 1947, bill read and ordered returned to Council with an affirmative recommendation, subject to a more detailed explanation by the Department of Lands and Buildings as to the necessity of the transfer, and approval by the Mayor.

Which was read.

Also

No. 2413.

DEPARTMENT OF LANDS AND BUILDINGS

May 9, 1947.

James W. Patterson, City Clerk
Pittsburgh, Pennsylvania

Dear Sir:

Referring to your letter of May 7th, relative to meeting of the Committee on Finance, held May 6, 1947, Bill No. 2362, an Ordinance transferring \$2,000 from Code Account No. 1363—Materials, to Code Account No. 1365—Equipment, Department of Lands and Buildings, we wish to report the following:

We have on hand at the present time in the Department of Supplies, requisitions and orders totaling approximately One Thousand (\$1,000.00) Dollars and estimate the need of an additional \$1,000.00 for Hot Water Tanks, Motors for Elevators, Grate Bars for various Engine Companies and large Plumber's tools such as Chain Tongs and Vices.

Yours very truly,

Homer R. Greene, Director.

Which was read, received and filed.

Mr. Duff moved

That Bill No. 2362 be laid over.

Which motion prevailed.

Also

Bill No. 2371. An Ordinance

entitled, "An Ordinance transferring the sum of \$----- from Department of Public Works to Department of Parks and Recreation, City of Pittsburgh."

In Finance Committee, May 6, 1947, bill read and amended in Section 1 and in the title by striking out the words, "the sum of \$----- from Department of Public Works to Department of Parks and Recreation, City of Pittsburgh," and by inserting in lieu thereof the words, "all the remaining balances as of May 15, 1947, in all the code accounts in the Bureau of Parks and Recreation, Department of Public Works, to the same code accounts in the Department of Parks and Recreation," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Duff	Stewart
Gallagher	Kilgallen (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2349. An Ordinance

entitled, "An Ordinance authorizing the issuance of a warrant in favor of Allegheny Asphalt and Paving Company in the sum of \$196.35 in payment for extra work performed on contract in the Department of Public Works, for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 2358. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency in 1946, without previous authority of law, for a sum not to exceed \$744.05."

Which was read.

Also

Bill No. 2359. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Gulf Oil Corporation for \$39.00 and Packard-Wilkinsburg Company for \$20.18 for supplies and materials furnished the Division of Garage and Repair Shop, D. P. S., without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Duff	Stewart
Gallagher	Kilgallen, (Pres't).

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also, with an affirmative recommendation,

Bill No. 2343. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$527.85 in full payment of unpaid water rent against property of the Housing Authority of the City of Pittsburgh in the Sixteenth Ward for the year 1944.

Which was read.

Also

Bill No. 2344. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$43.88 in full settlement of unpaid flat rate water charges against the property of Wendelin Staab, 2705 Burham street, 16th Ward, for the years 1943, 1944 and 1945.

Which was read.

Also

Bill No. 2360. Resolution authorizing and empowering the Director of the Department of Public Safety to arrange with the Boy Scout Headquarters for the furnishing of sufficient Boy Scouts to make a traffic count during the month of June, 1947, and to pay said boys the sum of fifty cents each, which, together with the necessary expenses incurred by the Boy Scout Headquarters in arranging this work shall be paid by the City and to pay for the same \$1,000.00 or so much thereof as may be necessary, appropriating the said funds from Code Account No. 1491, Item B, Boy Scout Traffic Count, Bureau of Traffic Planning, Department of Public Safety, and further authorizing the Director of the Department of Public Safety in order to assist in the preparation and tabulation of the count made by the Boy Scouts, and other traffic counts, to employ sufficient clerks and to pay them at a rate not to exceed eighty-five cents per hour and to rent machines for the automatic tabulation of portions of data, and appropriating the sum of \$1,000.00 from Code Account No. 1492, Item B, Tabulation Fund, Bureau of Traffic Planning, Department of Public Safety, for this purpose.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Leonard
Duff	Stewart
Gallagher	Kilgallen, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Mr. Gallagher presented

No. 2414. Report of the Committee on Public Works for May 6, 1947, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2204. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, by making a change in item (4) of Section 8½."

Which was read.

Also

Bill No. 2354. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Woodbourne avenue from Cedric avenue to Rockford avenue, including the installation of house sewer laterals and other work incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 2355. An Ordinance entitled, "An Ordinance accepting the dedication of certain property in the

Fourteenth Ward of the City of Pittsburgh for public use for highway purposes, opening and naming the same 'Normlee Place' and accepting the grading, paving, curbing and sewerage thereof."

Which was read.

Also

Bill No. 2356. An Ordinance entitled, "An Ordinance setting aside and dedicating certain property in the Sixth Ward of the City of Pittsburgh, for public use for highway purposes for the widening of Twenty-nine and a Half street."

Which was read.

Also

Bill No. 2357. An Ordinance entitled, "An Ordinance accepting the dedication of property for the widening of Penn avenue as shown on the Pennlyn Plan of Lots in the Fourteenth Ward of the City of Pittsburgh, laid out by Penn Apartment Corporation, for public highway purposes, and widening Penn avenue."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2232. An Ordinance

entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Rockford avenue from Woodbourne avenue to McNeilly avenue, including the construction of house laterals therein, and other work incidental thereto including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 2233. An Ordinance entitled, "An Ordinance widening Tropical avenue at the intersection of Crane avenue and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Also

Bill No. 2234. An Ordinance entitled, "An Ordinance widening Beechview avenue at the intersection of Crane avenue and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and the noes were taken agreeably to law and were:

Ayes:—Messrs.:

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bills passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2191. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E30, by changing from a 'B' Residence and First Area District, to an 'A-B' Residence and Third Area District, all that certain property, now classified 'B' Residence District, fronting on the southerly side of Penn avenue extending eastwardly from South Richland street to South Braddock avenue."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Property	Highest Successful Bidder	Gross Amount	Commis- sion	Net Amount
Thomas Aloe	Ruth Newcomer	\$9,000.00	\$450.00	\$8,550.00
5907 Callowhill St.	c/o Prudential Realty Co.			
Lot 60x150	417 Frick Building			
Lot 90x150				
2-story stone dwelling				
1-story stucco garage				

In Lands, Buildings and Housing Committee, May 6, 1947, read and ordered returned to Council with an affirma-

Ayes:—Messrs.

Demmler

McArdle

Duff

Stewart

Gallagher

Kilgallen, (Pres't)

Leonard

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that, where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

Mr. McArdle presented

No. 2415. Report of the Committee on Lands, Buildings and Housing for May 6, 1947, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2363. Authorizing and directing the Mayor, on behalf of the City, to join with the County and School District, on the one part, and the following person on the other part, in separate agreement for the sale of the following real estate free of all encumbrances for the following sum, and upon receipt of the sum set forth in the agreement, to execute and deliver a deed for the interest of the City in the following real estate:

tive recommendation, subject to report from the Department of Lands and Buildings.

Which was read.

Also

No. 2416.

DEPARTMENT OF LANDS AND BUILDINGS

May 8, 1947.

President and Members of Council

City of Pittsburgh

Gentlemen:

Referring to Bill No. 2363, we are listing below a statement of taxes for the following property:

Name and Address of Property	City Tax	School Tax	County Tax	Cost
Thomas Aloe -----	\$12,389.64	\$8,458.78	\$5,683.07	\$204.34

Yours very truly,

HOMER R. GREENE,

Director.

Which was read, received and filed.

Also

No. 2417.

DEPARTMENT OF LANDS AND BUILDINGS

May 9, 1947.

President and Members of Council

City of Pittsburgh.

Gentlemen:

Referring to Bill No. 2363, we submit attached supplement for the assignment of an insurance policy, the purchaser Ruth Newcomer having already signed and submitted to us an agreement to accept said assignment, to wit the following explanation is herewith preferred.

Sealed bids having been opened on jointly owned properties on February 17, 1947 and one of these bids having been that of Ruth Newcomer by the Prudential Realty Company, in the sum of \$9,000.00 less a commission of \$450.00 for the property located at 5907 Callowhill street. A fire occurred and damaged the aforesaid property before said bid was accepted.

It is requested that the Mayor on behalf of the City of Pittsburgh, join with the School District and County on the one part, and the said Ruth Newcomer on the other part, in an agreement for the sale of the aforesaid property, and upon fulfillment of the terms of the agreement, to execute and deliver a deed for the interest of the City, and that the proper agent or officer be

hereby authorized to assign the interest of the City in the fire insurance policy on the property to the said Ruth Newcomer.

It is suggested that Bill No. 2363 be supplemented as follows: (and upon delivery of the deed, the Director of the Department of Lands and Buildings is hereby authorized to assign the existing fire insurance policy to the purchaser).

Very truly yours,

Homer R. Greene,

Director.

Which was read, received and filed.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. McArdle: We took bids on this property and the day following the submitting of the bid, that night the house burned, and the purchaser agreed to accept the property if we assigned our insurance rights to him. It was discussed by the Committee who handled this for the County, School Board and the City and they all agreed to it.

Mr. McArdle moved

That the resolution be amended by inserting at the end thereof the following:

"and upon delivery of the deed, the Director of the Department of Lands Buildings is hereby authorized to

assign the existing fire insurance policy to the purchaser." Which motion prevailed.

And the resolution having been printed as amended and placed upon the members' desks, was agreed to on second reading as amended.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Duff

Gallagher

Leonard

McArdle

Stewart

Kilgallen, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2364. That the Mayor, on behalf of the City, is hereby authorized and directed to join with the County and School District, on the one part, and the following persons on the other part, in separate agreements for the sale of the following real estate free and clear of all encumbrances for the following sums, and upon receipt of the sums set forth in the agreement, to execute and deliver a deed for the interest of the City in the following real estate:

Property	Highest Successful Bidder	Gross Amount	Commission	Net Amount
Samuel Barbalot 3714-3716 Butler St. Lot 40x104.58 2-Sty. Brick Bldg. 2-Sty. Frame Bldg. (rear)	John Tyminski c/o Gribbon Real Estate 3621 Butler St.	\$4,600.00	\$230.00	\$4,370.00
William Cohen 45-47 Chatham St. Lot 35.63x96 2—3-Sty. Brick Dwellings 2-Sty. Bldg. (rear)	Daniel Laley 727 Bakewell Bldg.	6,301.00	315.05	5,985.95
Lizzie M. Glynn 6515 Jackson street Vacant Lot 100x157	Flore Amendola 1506 Foliage St. Wilkinsburg Pa.	2,975.00	None	2,975.00
Leo R. Griffin 702-712 Carmel way 6 Frame Dwellings Lot 91.41 x avg. 125.61	Hyman Goldstein 5907 Stanton Ave.	3,010.00	None	3,010.00
Robert Maloney Beechwood Blvd. Vacant Lot 102.15x200	Louis Steinbach 615 Berger Building	9,901.00	None	9,901.00
Henrietta S. Neuman 104 Fullerton St. Lot 21.50x100 2-Sty. Brick Dwelling 1-Sty. Brick Dwelling (rear)	Louis Goldvarg 1317 Allegheny Ave.	2,755.00	None	2,755.00
John C. Reilly 1928 Fifth Ave. Lot 42x120 2-Sty. Brick Bldg.	W. A. Dunn 1928 Fifth Ave.	8,000.00	None	8,000.00
John Rothman 1901 Beaver Ave. Lot 40x120 2—3-Sty. Brk Bldgs. 2-Sty. Brk. Dwlg. (rear)	S. Lee Kann 711 Berger Bldg.	10,775.00	None	10,775.00

D. Howard Brown Lot No. 56 Crosby Ave. 19th Ward. Size 33.4x110	Ranzo L. DiPietro 1835 Tonopah St.	905.00	None	905.00
Harry W. Lehner Lot Nos. 101-102 Camfield St. Size 25x120 each	Carmen DiSalvo 302 Camfield St.	800.00	40.00	760.00
Harry W. Lehner Lots Nos. 110 to 113 inclusive Camfield St. Size 25x120 each	Ernest Perella 200 Tarragonna St.	1,800.00	None	1,800.00

In Lands, Buildings and Housing Committee, May 6, 1947, read and ordered returned to Council with an affirma-

tive recommendation, subject to report from the Department of Lands and Buildings.

Which was read.

Also

No. 2418.

DEPARTMENT OF LANDS AND BUILDINGS

May 8, 1947.

President and Members of Council
City of Pittsburgh
Gentlemen:

Referring to Bill No. 2364, we are listing below a statement of taxes for the following properties:

Name and Address of Property	City Tax	School Tax	County Tax	Cost
William Cohen ----- 45-47 Chatham St.	\$ 8,512.54	\$ 4,248.81	\$ 2,689.84	\$161.13
Lizzie M. Glynn ----- 6515 Jackson St.	3,511.06	1,805.23	935.50	159.65
Robert Maloney ----- Beechwood Blvd.	6,571.30	3,503.76	1,545.91	118.97
Henrietta S. Neuman ----- 104 Fullerton St.	1,444.79	986.59	138.31	196.25
John C. Reilly ----- 1928 Fifth Ave.	54,246.97	25,149.48	19,967.59	459.35
	Including in this statement are taxes owing on 430-432 Fourth Ave. and 1612 Fifth Ave.			
John Rothman ----- 1901 Beaver Ave.	10,309.83	5,282.33	3,517.98	230.30
	Included in this statement is property located on Metropolitan and Liverpool Sts.			
D. Howard Brown ----- Crosby Ave., 19th Ward	13,583.77	7,293.23	2,388.22	699.13
	Included in this statement is property consisting of various lots in the 19th Ward			
Harry Lehner--18th Ward ----- 101-102 Camfield St.	42,446.28	22,660.59	10,789.52	509.25
	Included in this statement is property consisting of various lots in the 18th Ward			

Leo R. Griffin -----	6,617.38	2,881.67	1,178.38	135.53
702 Carmel Way	Included in this statement is property located at 2912 Wylie Ave.			
Samuel Barbalot -----	4,388.76	1,905.83	1,466.38	183.95
3714-3716 Butler St.				

Yours very truly,

HOMER R. GREENE,
Director.

Which was read, received and filed.

Also

Bill No. 2365. Resolution authorizing and directing the Law Department to petition the Court for the sale to Harry A. Stroup and Barbara R. Stroup, his wife, the easterly half of Lot No. 72 on Faronia street in the Andrew Patterson Plan of Lots for the sum of \$500.00, and authorizing and directing the proper officers of the City to satis-

fy of record all tax and municipal claims against the property, and charging the costs to the City.

In Lands, Buildings and Housing Committee, May 6, 1947, read and ordered returned to Council with an affirmative recommendation, subject to report from the Department of Lands and Buildings.

Which was read.

Also

No. 2419

DEPARTMENT OF LANDS AND BUILDINGS

May 8, 1947.

President and Members of Council
City of Pittsburgh
Gentlemen:

Referring to Bill No. 2365—sale of part of Lot No. 72 on Faronia street, 20th Ward, to Harry A. Stroup and Barbara R. Stroup, his wife, for the sum of \$500.00, the City, School and County taxes due against this lot are as follows:

City	School	County	Water	Advertising	Total
\$732.47	\$548.13	\$441.45	\$138.40	\$1.00	\$1,861.45

Yours very truly,

HOMER R. GREENE,
Director.

Which was read, received and filed.

Also

Bill No. 2366. Resolution authorizing and directing the Law Department to petition the Court for the sale to Charles Beshenich and Evelyn Beshenich, his wife, all those certain lots or pieces of ground situate in the 20th Ward, being Lots Nos. 71 to 74, inclusive, on Wettengel avenue in the William J. Boyd Plan, for the sum of \$350.00.

In Lands, Buildings and Housing Committee, May 6, 1947, read and ordered returned to Council with an affirma-

tive recommendation, subject to report from the Department of Lands and Buildings.

Which was read.

Also

No. 2420.

DEPARTMENT OF LANDS AND BUILDINGS

May 8, 1947.

President and Members of Council
City of Pittsburgh

Gentlemen:

Referring to Bill No. 2366—sale of Lots Nos. 71 to 74, inclusive, on Wet-tengel street at the corner of Kerr avenue, 20th Ward, to Charles Beshenich and Evelyn Beshenich, his wife, for the sum of \$350.00, in the City, School and County taxes due against these lots are as follows:

City	School	County	Total
\$331.64	\$171.13	\$140.29	\$643.06

Very truly yours,

Homer R. Greene,
Director.

Which was read, received and filed.

Also

Bill No. 2368. Resolution authorizing and directing the Law Department to petition the Court for the sale to John W. Barbour and Donald A. Barbour all those certain lots or pieces of ground situate in the 13th Ward, being Lots Nos. 25 and 26 on Fargo street in the Liberty Real Estate Company Plan for the sum of \$250.00.

In Lands, Buildings and Housing Committee, May 6, 1947, read and ordered returned to Council with an affirmative recommendation, subject to report from the Department of Lands and Buildings.

Which was read.

Also

No. 2421.

DEPARTMENT OF LANDS AND BUILDINGS

May 8, 1947.

President and Members of Council

City of Pittsburgh

Gentlemen:

Referring to Bill No. 2368—sale of Lots Nos. 25 and 26 on Fargo street, 13th Ward, to John W. Barbour and Donald A. Barbour, for the sum of \$250.00, the City, School and County taxes against these lots are as follows:

City	School	County	Total
\$178.98	\$92.22	\$58.86	\$328.06

Very truly yours,

Homer R. GREENE,
Director.

Which was read, received and filed.

Also

Bill No. 2367. Resolution amending Resolution No. 85, approved April 24, 1947, authorizing the sale of a vacant lot, size 60x96 on Muriel street at the corner of South 12th street, 17th Ward, to Robert Gruber, for the sum of \$3,000.00, by striking out the name "Robert Gruber" and inserting in lieu thereof the name "W. A. Walker."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 2422. Resolution requesting the General Assembly of the Commonwealth of Pennsylvania to provide that one-half of the proposed two cents additional tax on each pack of cigarettes be returned to the municipality in which the cigarettes were sold.

Which was read and referred to the Committee on Finance.

Mr. Demmler:

Mr. President: I would like to extend my remarks of April 28th. On April 28th I made some remarks regarding the publication of a report regarding taxes and in closing I stated I hoped to find more definite information regarding West Virginia and also the actual tax on Neville Island, at a future date. I have a report from the State of West Virginia, which comes from the Tax Commissioner, and I would like to spread this letter

on the record. If you will recall, I read from a statement of Mr. Robert A. MacDowell, in which he said: "In West Virginia alone, I am told that the real estate tax has been decreased 42% because of their Sales Tax." It is on that that I wish this in the record.

A decrease in the West Virginia real estate tax was not brought about by the enactment of our consumer's sales and service tax. The decrease was due to the adoption of a tax limitation amendment to our Constitution which limits the amount of real estate and personal property taxes that may be imposed by the various tax levying bodies in West Virginia.

On November 8th, 1932, West Virginia adopted a constitutional tax limitation amendment. It accomplished both a classification of property for tax-rate purposes and a limitation of the amount that may be levied as against each respective class.

Section 756 (5), Article 8, Chapter 11 of Michie's West Virginia Code of 1943 carrying into effect said constitutional tax limitation amendment provides that for the purpose of property tax levies Property shall be classified as follows:

CLASS I—All tangible personal property employed exclusively in agriculture, including horticulture and grazing; All products of agriculture (including livestock) while owned by the producer;

All moneys and all notes, bonds, bills and accounts receivable, stocks, and any other intangible personal property;

CLASS II—All property owned, used and occupied by the owner exclusively for residential purposes;

All farms, including land used for horticulture and grazing, occupied and cultivated by their owners or bona fide tenants;

CLASS III—All real and personal property situated outside of municipalities, exclusive of classes I and II;

CLASS IV—All real and personal property situated inside of municipalities, exclusive of classes I and II.

The Property Tax Limitation Amendment to the West Virginia Constitution requires that the aggregate of property taxes assessed in any one year by all levying bodies may not exceed the following rates;

CLASS I—50 cents on each \$100 assessed valuation.

CLASS II—\$1.00 on each \$100 assessed valuation.

CLASS III—\$1.50 on each \$100 assessed valuation.

CLASS IV—\$2.00 on each \$100 assessed valuation.

Thus it is plainly to be seen that our property tax limitation amendment to our Constitution reduced our real estate and personal property taxes from \$50,657,489.00 in the year 1931 to \$27,211,773.00 in the year 1933 which constituted a reduction in property taxes of 53.72 per cent.

In order to make up this terrific loss of revenue to the State, Counties and Cities in West Virginia our legislature imposed the West Virginia Consumer's Sales and Service Tax and also imposed another new tax called a Privilege Tax on Certain Carrier Corporations and increased the tax rates for our Business and Occupation Tax as well as imposing a new sur tax under our Business and Occupation Tax Law.

Consequently our Consumer's Sales and Service Tax had nothing to do with the reduction of real estate taxes in West Virginia."

Mr. Stewart moved

That the Minutes of Council of Monday, May 5, 1947, be approved.

Which motion prevailed.

Mr. Stewart moved

That Council recess until Wednesday, May 14, 1947, at 1:00 o'clock. P. M.

Which motion prevailed.

And

Council recessed.

Pittsburgh, Pa.,

Wednesday, May 14, 1947.

And the hour of 1:00 o'clock, P. M., having arrived and the time of the recess having expired, Council reconvened, and there were

Present:—Messrs.:

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)
Leonard	

Absent:—Messrs. Weir, Wolk.

The Chair:

Gentlemen: We are honored today by the presence of a distinguished man from England. He is Alfred W. Mann, a member of the Borough Council of Cheltenham, England.

Mr. Mann arrived in New York last Friday and during his stay in the United States will visit other cities in his desire to become better acquainted with our American ways. He is welcome, thrice welcome here, and we cordially invite him to a place on the rostrum during this session of City Council.

Mr. Duff called up

Bill No. 2361. An Ordinance entitled, "An Ordinance transferring \$2,-160.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1367-7, Wages, Temporary Employees, Electricians, Bureau of Repairs, Department of Lands and Build'ngs."

In Council, Monday, May 12, 1947, bill read, amendments agreed to, read a second time and laid on the table.

Which was read.

And the bill as read a second time was agreed to.

Mr. Duff moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

The Chair presented

No. 2423.

Pittsburgh, Pa., May 14, 1947.

President and Members of City Council,

City County Building,
Pittsburgh, Pennsylvania.

Gentlemen:

I have the honor to submit to you for confirmation, as Director of the Department of Parks and Recreation, the name of Howard B. Stewart, present Superintendent of the Bureau of Parks and Recreation.

I trust that this will have your prompt and favorable consideration.

Yours very truly,

David L. Lawrence,

Mayor.

Which was read, received and filed.

Also

No. 2424. Resolved, That the appointment by the Mayor of Howard B. Stewart as Director of the Department of Parks and Recreation be and the same is hereby approved and confirmed.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Also

No. 2425.

Pittsburgh, Pa., May 13, 1947.
President and Members of City
Council,
City County Building,
Pittsburgh, Pennsylvania.

Gentlemen:

I have the honor to submit to you for confirmation as a member of the Sinking Fund Commission the name of James F. Hillman, Parish Lane, Morewood Heights, Pittsburgh, Pennsylvania.

Mr. Hillman is named to the vacancy created by the resignation of Mr. Clarence Stanley. His term of office will expire on June 1st, 1948.

I trust that this will have your prompt and favorable consideration.

Yours very truly,

David L. Lawrence,

Mayor.

Which was read, received and filed.

Also

No. 2426. Resolved, That the appointment by the Mayor of James F. Hillman as a member of the Sinking Fund Commission be and the same is hereby approved and confirmed.

Which was read.

Mr. Duff moved

The adoption of the resolution.
Upon which motion the ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair:

Mr. Mann, this is a typical City Council. It is such a group of men as you are going to find in any American city. We make the laws for the City of Pittsburgh. There are nine of us, and I would suppose that we operate generally along the same lines that you do in Cheltenham, England.

We would be pleased to have you express any thoughts that have come to

your mind during this brief session.

Alfred W. Mann, Member of Council
of Cheltenham, England:

Mr. President and Members of Council: Just a few remarks to you fine gentlemen. I have been City Treasurer and President of Council and have gotten along quite well. One thing that struck me very forcibly was the great welcome you have given me, a stranger. In England, if a member of your Council came to Cheltenham, he would receive a great welcome but not in the same way. He would not be made to feel quite as I have been since I came this morning. I do thank you gentlemen very much for taking me in so favorably and making me feel so welcome.

We do not do our business in the same way as you do. Council consists of not less than 24 members and the Mayor always presides. That is his job. Our Mayor has not any authority at all. He is merely a figurehead and is chosen by Council for the work he has done for the borough in which he lives, and a man has to serve at least ten to fifteen years in our Council before he can ever hope to become Mayor. That is if he is a very good boy and is still popular and then he can have a second year and even a third year and then he goes off and it goes to the next popular man. He gives his time during that year to his tasks. He has no authority but signs documents and attends functions two or three times a day and represents Council. He is allowed certain funds with which to pay his expenses in the year of office. We have committees, and our work is divided into committees, 18 committees on which every member serves five or seven and if he has more time he can be on ten or twelve. Those committees meet twice each month and on the first Monday we have our first Council meeting, with the Mayor presiding. We have a session Friday evening and we see what the people are doing, with the money and approve and very often disapprove. Resolutions would not come forward to us at a meeting but would have to be given a month's notice and sent in a month previously so that we thoroughly understand what we are getting at. They cannot bring things upon us without notice. We have a population of

about 65,000, and it is quite an honor to be elected a member of Council. My father served for twenty-one years, and soon after his death I was elected. He had a good name and so I had no difficulty in being elected. We have severe contests and sometimes rather ill-feeling. Not as much as you have between the Republicans and Democrats. The Labor party has quite a bit of power. I won't dwell upon that. They legislate for only one class. That is opposed to all our ideals to legislate for all the people, rich or poor, and no particular class will be allowed to have predominance in favor or against their people. So we are not quite so happy as we were ten years ago, but we are still happy.

We in England owe a great debt of gratitude to the United States. Where would we be without you? Our food nearly all came from you and we couldn't pay for it. Now we are borrowing from you again and we will never pay you back, and I don't think you expect it. But I do wish you would get the impression that we do appreciate what you have done for us, and I am sure that you will stand by us and help us and there is no fear for the future of England.

The town I came from is small, not industrial. We have beautiful parks and flower beds and very nice shrubs. When I said I was coming here, they said, "Where are you going?" I said, "Pittsburgh," they seemed to be of the impression the city is not worth living in. I have only been here three days and I am going back and tell them that Pittsburgh is a city to be proud of. I have never seen more magnificent buildings. Every industrial city is bound to have some dirty spots, such as Birmingham, which is typical of Pittsburgh. I have been here three days and have learned that the City is being cleaned up, not to remove the industries but to try to remove the smoke. If you can do that you have made a wonderful achievement. I don't wish to go to a much better city. After all industry brings prosperity and even a town like Cheltenham cannot live without industry a little bit away.

I hope before I leave Pittsburgh I will come to see you again. I have enjoyed myself thoroughly and I thank

you most cordially, Mayor Lawrence and the President of Council for the wonderful way you received me and the things you have showed me and helped me to learn. Thank you.

The Chair:

I will ask Mr. Gallagher to extend an official welcome to Mr. Mann.

Mr. Gallagher:

Mr. President and Members of Council: In behalf of the Mayor and the members of Council and the citizens of Pittsburgh I extend to you, Mr. Mann, a most cordial welcome and I trust that your visit to Pittsburgh will be most profitable.

Pittsburgh, as you have pointed out, has had a bad reputation throughout the United States and perhaps you have heard about it in England. We are often ribbed about Pittsburgh being a dirty city. We realize that there are some things not a credit to the City of Pittsburgh, but Mayor Lawrence and this administration are not sitting idly by. We are doing something to correct some of the bad impressions made throughout the world. We are firmly convinced that we can get rid of smoke and we are going to do it.

Pittsburgh has had the reputation all over the world as being the workshop of the world and that reputation still goes for Pittsburgh. Unfortunately we depend on too few industries such as coal and steel, but we have a plan for diversified industries and make it possible for small industries to come to Pittsburgh where they will do business.

I had the pleasure of visiting your Country in 1935. I was in some of your principal cities such as London, Liverpool and Birmingham. I also visited the birthplace of my parents. They were born in Staffordshire, England. In my observations, I saw many things—that was before the war—I saw many things that we could profit by if we had them in America, but as you know, America is quite a young child compared to England. England has been there for centuries and centuries. I was very much impressed with your description of City Council and how they operate, and may I enlighten you a little on how this City Council operates. We

are a Council of nine members, elected at large by the voters of the City. Each member of Council is Chairman of a committee, of which there are eight. The Committees consist of Finance, Public Works, Filtration and Water, Service and Surveys, etc., and each member is a Chairman of a Committee. When a bill is presented, it is presented through the Chairman of that Committee, and then the Committee sits down as a Committee of the whole and discusses the bills, and if a majority votes in favor of these bills they are affirmed and returned to Council for final passage the following Monday. Every bill has three readings unless a motion is made to suspend the rules.

I trust your visit will be profitable and that you will have a safe journey home and that you will take back many pleasant memories of Pittsburgh.

The Chair called upon Mayor David L. Lawrence.

Mayor Lawrence: Mr. Chairman and Mr. Mann: There is not much I can add to what Councilman Gallagher very well said. Mr. Mann said he's over here to get a personal view of the workings of city governments. I told him while we are all rather patriotic and civic minded the Mayor and Council do not have to work for nothing. It is a labor of love but after all we have some costs to consider. We are very happy to have you, Mr. Mann, and when you go back I hope you will carry very many pleasant memories of the United States and of the City of Pittsburgh.

Upon motion of Mr. Duff

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, May 19, 1947.

No. 19

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.

Monday, May 19, 1947.

Council met.

Present:—Messrs.

Demmler	McArdle
Duff	Stewart,
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Absent:—Mr. Weir.

PRESENTATIONS

Mr. Demmler presented

No. 2427. An Ordinance providing for a contract or contracts for cleaning and painting of Allentown No. 1 Water Tank, and appropriating funds for the payment of the costs thereof.

Which was read and referred to the Committee on Filtration and Water.

Mr. Duff presented

No. 2428. Resolution authorizing the City Solicitor to accept the face of liens, amounting to \$1,177.51 and costs of \$111.40, filed at M.L.D. Nos. 21, 22, 23 and 29 January Term 1935 and 30, 31, 32 and 38 April Term 1935 filed against Phillips Avenue Improvement Corporation, provided that all City, School and County taxes are paid with-

in thirty days from approval hereof.

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2429. An Ordinance transferring unexpended balances in C. A. 1021 and in all Code Accounts of the Division of Garage and Repair Shop, Department of Public Safety; Division of Garage and Repair Shop, Department of Public Works; and Division of Garage and Repair Shop, Bureau of City Refuse, Department of Public Works, to Code Accounts in the Bureau of Automotive Equipment, Department of Public Works.

Also

No. 2430. An Ordinance transferring the sum of \$4,000.00 to Code Account No. 1655-4, Supplies, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works, from Code Account No.

Which were read and referred to the Committee on Finance.

Also

No. 2431. Petition for the grading, paving and curbing of Haven street, from Chartiers avenue to Belhurst avenue.

Also

No. 2432. An Ordinance authorizing and directing the grading, paving and curbing of Haven street, from the north curb line of Belhurst street to the north curb line of Chartiers avenue, including other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and provid-

ing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2433. An Ordinance authorizing and directing the grading, paving and curbing of Maple avenue, from a point approximately 85 feet north of Legion street to Hawkins avenue, including other work incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2434. An Ordinance authorizing and directing the grading, paving and curbing of Chartiers avenue, from Haven street to Windgap road, including other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2435. An Ordinance authorizing and directing the construction of a public sewer on McClurg street, from a point about 60 feet east of South 32nd street to the existing sewer on South 33rd street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2436. An Ordinance authorizing and directing the construction of a public sewer on War way, from a point about 60 feet east of South 32nd street to the existing sewer on South 33rd street, including all other work

necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2437. An Ordinance providing for a contract or contracts for the replacement of duct lines, dust collector piping, roof repairs and work incidental thereto, at the Asphalt Plant, Department of Public Works.

Also

No. 2438. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30, by changing from a "B" Residence, Thirty-Five Foot and First Area District to an "A" Residence, Forty-five Foot and Second Area District, all those certain properties, now or late of F. Mellon and S. M. Wolfe, fronting on the easterly side of North Negley avenue extending northwardly from Rippey street to Margaretta street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2439. Communication from Brookline Memorial Community Center Association requesting assistance of City Council in some construction work on the Brookline Memorial Park.

Which was read and referred to the Committee on Finance.

Mr. Leonard presented

No. 2440. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of boys' yellow raincoats and caps for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Also

No. 2441. Resolved, That the Mayor is hereby requested to appoint a committee of fifteen persons who believe in the desirability of smoke abatement laws to be known as the Citizens' Advisory Committee on Smoke Abatement

to advise, assist and encourage municipal officers and employees charged with the duty of enforcing laws and regulations relating to smoke abatement.

The Committee shall:

(a) Advise in the formulations of plans and policies for the vigorous but humane enforcement of smoke abatement regulations, giving due consideration to the burdens and hardships which indiscriminate enforcement may impose upon certain sections of the population.

(b) Advise in the establishment of fair and reasonable ceiling prices to be charged for fuels, commodities, appliances and equipment necessary to comply with smoke abatement regulations.

(c) Maintain and publish a list of firms, businesses and persons selling and installing fuels, appliances and equipment, approved as to price, safety features, durability, and efficiency of operation.

(d) Ascertain the availability of such fuels, appliances and equipment and assist in the formulation of policies for the equitable distribution thereof.

(e) Promote the greater use of smokeless bituminous coal mined in the greater Pittsburgh area so that the employment of thousands of miners may be maintained and an important local industry preserved.

(f) Co-operate with officials of Allegheny County in the establishment of county-wide, uniform smoke abatement regulations.

Also

No. 2442. Resolved, That the Department of Law is hereby directed to prepare for the consideration of Council an appropriate ordinance amending Smoke Abatement Ordinances which would authorize municipal officials charged with the duty of enforcing smoke abatement regulations to grant deferments of compliance for periods not to exceed six months each to:

(a) Veterans.

(b) Persons earning less than \$2000 a year.

(c) Resident home owners whose property is assessed for less than \$5000.

(d) Persons who have attempted but failed to purchase necessary fuels and equipment and who present evidence that immediate compliance with said ordinances would impose burdensome hardships.

Which were read and referred to the Committee on Health and Sanitation.

Mr. McArdle presented

No. 2443. Resolution authorizing and directing the Mayor, on behalf of the City, to join with the County and School District, on the one part, and Thomas White, on the other part in an agreement for the sale of all that certain piece or parcel of ground situate on Railroad street, between 25th and 26th street in the Second Ward for the sum of \$56,244.60 less commission.

Also

No. 2444. Communication from the Board of Commissioners of Allegheny County relative to action taken on sale of jointly-owned properties known as the Pittsburgh Valve Foundry, etc., also request of the Allegheny County Steam Heating Company to run steam lines through basement of the McNelly building, 711 Penn avenue.

Also

No. 2445. Communication from the Board of Commissioners of Allegheny County approving sale of jointly-owned properties to Ruth Newcomer and to Rebecca Krongold.

Also

No. 2446. Communication from the Board of Commissioners of Allegheny County approving sale of jointly-owned properties to John Tyminski, located at 3714 Butler street, et al.

Also

No. 2447. Report of the Department of Law relative to Council's authority to require ratification or approval of leases and sales of City and jointly owned property.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Wolk (for Mr. Weir) presented

No. 2448. An Ordinance providing for a contract or contracts for rehabilitating and improving the Phipps Conservatory Building, and for the payment of the costs thereof.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 2449. An Ordinance fixing the width and position of the roadway, sidewalk and berm, and re-establishing the grade of Clayton avenue, from the southerly intersection with Perrysville avenue to Divinity street.

Also

No. 2450. Communication from the Department of Law submitting financial report of the Pittsburgh Motor Coach Company for month of March, 1947.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2451. Communication from the City Controller transmitting audit report of the Dog Licenses and Poundage, Department of City Treasurer.

Also

No. 2452. Communication from the City Controller submitting report of the Secretary of the Sinking Fund Commission showing the financial condition of the Sinking Fund as of March 31, 1947.

Also

No. 2453. Communication from Nathan Newman requesting adjustment of water bill of approximately \$1,150.00 face against property on Vespuccius and Gloster streets in the 15th Ward covering the years 1931 to 1940.

Also

No. 2454. Communication from Esther Kochin, Esq., offering compromise settlement of delinquent water rents against property of Lena and Dora Silverman in the 15th, 21st and 25th Wards.

Which were severally read and referred to the Committee on Finance.

Also

No. 2455. Petition for the repair of wall and steps on the east side of Maple avenue, between East Burgess street and McNaugher property line, 26th Ward.

Also

No. 2456. Petition of residents of the 14th Ward requesting the re-opening of Beechwood boulevard, between Fifth avenue and Penn avenue.

Which was read and referred to the Committee on Public Works.

UNFINISHED BUSINESS

The Chair took up

Bill No. 2362. An Ordinance entitled, "An Ordinance transferring \$2,000.00 from Code Account No. 1363, Materials, to Code Account No. 1365, Equipment, Bureau of Accounts and Administration, Department of Lands and Buildings."

In Council, May 12, 1947, bill read and laid on the table.

Which was read.

The Chair:

The Mayor has approved this transfer ordinance.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2457. Report of the Committee on Finance for May 13, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2388. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to request letter-bids for and to enter into a contract for the furnishing, by loan or rental, of five motor trucks and one bulldozer tractor for use in the City Clean-Up Campaign."

Which was read.

Also

Bill No. 2403. An Ordinance entitled, "An Ordinance transferring the sum of \$27,000.00 to Code Account Nos. 1803 and 1804 of the Bureau of Parks and Recreation, from Code Account Nos. 42, Contingent Fund, and 1011, Unallocated Funds, and 1800, 1818, 1824 and 1828 of the Bureau of Parks and Recreation, Department of Public Works."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)
Leonard	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Coun-

cil being in the affirmative, the bills passed finally.

Also

Bill No. 2400. An Ordinance entitled, "An Ordinance providing for a contract or contracts for altering and improving the Scaife Residence at 1047 Shady avenue, Pittsburgh, and for the payment of the costs thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle,
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2387. An Ordinance entitled, "An Ordinance amending Section 61, Department of Public Works, Bureau of Highways and Sewers, Division Offices, of Ordinance No. 501, approved December 28, 1946, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' by* adding thereto 5 truck drivers, temporary; 15 laborers, temporary; 2 tractor operators (bulldozer) temporary; and 1 street foreman, temporary."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Duff moved

To amend the bill in Section 1 by inserting at the end thereof the following words: "and charge same to Code Account No. 7, City Clean-Up Campaign."

Which motion prevailed.

And the bill having been printed as amended and placed upon the members' desks, was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)
Leonard	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2395. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the repaving and/or otherwise improving of Heinz street, East Ohio street, and Thirty-second street, and for the payment of the cost thereof."

In Finance Committee, May 13, 1947, bill read and amended in Section 1 by inserting in blank space the words, "Bond Fund No. 170, General Public Improvement Bonds 1946, Series A", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

Mr. Duff moved

That the bill be recommitted

to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 2286. An Ordinance entitled, "An Ordinance creating and establishing a Bureau of Automotive Equipment in the Department of Public Works, prescribing the powers and duties of the said Bureau, fixing the titles, number and rate of compensation of all employees therein, and amending Section 5, Mayor's Office, Division of Automotive Equipment; Section 39, Department of Public Safety, Garage; Section 53, Department of Public Works, Garage; and Section 66, Department of Public Works, Bureau of Refuse, Division of Garage and Repair Shop, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946, to implement the same."

In Finance Committee, May 13, 1947, bill read and amended by striking out Sections 2 and 3 and by inserting a new Section 2 as follows:

"Section 2. The said Bureau shall have sole charge of maintenance and repair of all automotive equipment owned or controlled by the City of Pittsburgh.

All specifications in relation to the purchase or acquisition by the City of automotive equipment or materials and supplies for use in connection therewith shall first be approved by the Director of Automotive Equipment before transmission to the Department of Supplies.

All requisitions for the purchase and supply of all automotive equipment for parts, materials and supplies for use in connection therewith shall first be approved by the Director of Automotive Equipment before transmission to the Department of Supplies.

The sale, exchange or the disposition of all used automotive equipment or of surplus materials and supplies pertaining thereto shall be approved by the Director of Automotive

Equipment.", and by inserting in Section 3, in blank space after the word "Section" the figure "91½", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were.

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2386. An Ordinance entitled, "An Ordinance declaring the existence of an emergency and appropriating the sum of \$25,000.00 to Code Account 7, City Clean-Up Campaign."

In Finance Committee, May 13, 1947, bill read and amended in Section 1 as shown in red and in the title by inserting as shown in red and in the title by inserting the words, "from Code Account 42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the

Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Also

No. 2457½.

CITY OF PITTSBURGH

CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinances except in cases of emergency when special appropriations may be made to meet the same; and,

Whereas, A Committee of loyal citizens known as PA PITT PARTNERS, is sponsoring a general cleanup campaign throughout the City of Pittsburgh; and,

Whereas, The City of Pittsburgh wishes to cooperate fully with this cleanup campaign; and,

Whereas, This will require an additional appropriation for the rental and operation of motor trucks and motor equipment and the temporary employment of drivers, laborers, foremen, etc., not provided for in the appropriation ordinance for the year 1947.

Now, Therefore, We, David L. Lawrence, Mayor of the City of Pittsburgh and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to the Council of the City of Pittsburgh the existence of an emergency requiring the appropriation of the sum of Twenty-five Thousand (\$25,000.00) Dollars for the rental and operation of motor trucks and motor equipment and the temporary employment of drivers, laborers, foremen, etc., in connection with the City cleanup campaign in the Department of Public Works, and justifying, in our opinion, a special appropriation to meet the necessary expenses of the same.

DAVID L. LAWRENCE,

Mayor.

EDWARD R. FREY,

Controller.

Dated:

May 10, 1947.

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2394. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the grading, paving and curbing of Twenty-nine and a Half street from Railroad street northwardly 432 feet to North line of private right-of-way of the Crucible Steel Company, including the lay'ng of a water line thereon and also the construction of a storm sewer on private right-of-way of the Crucible Steel Company from northerly terminus of Twenty-nine and a Half street to Thirtieth street, and the installation of drainage facilities at Thirtieth street and Railroad street, and for the payment of the cost thereof."

In Finance Committee, May 13, 1947, bill read and amended in Section 1 by inserting in blank space the words, "Bond Fund No. 170, General Public Improvement Bonds, 1946, Series A," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Duff moved

To amend the bill in Section 1 by inserting after the words, "Twenty-five Thousand (\$25,000) Dollars," the words, "the life of said improvement to be twenty or more years."

Which motion prevailed.

And the bill having been printed as amended and placed upon the members' desks, was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen (Pres't)
Leonard	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2399. An Ordinance entitled, "An Ordinance authorizing the issuance of warrant in favor of Steel City Piping Co., in the sum of \$811.85, for labor and material furn'shed the Department of Lands and Buildings for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)
Leonard	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2391. Resolved, That the Solicitor for City and School Tax Liens is hereby authorized to satisfy the following tax liens of record, and the Delinquent Tax Collector is authorized to exonerate said taxes of record.

City of Pittsburgh
vs.

Joseph C. Shaffer et ux or
County of Allegheny
D.T.D. No. 10444 Oct. Term, 1938
1936 City Tax \$41.20
City of Pittsburgh

vs.

Joseph C. Shaffer et ux or
County of Allegheny

D.T.D. No. 8454 Oct. Term, 1940
1937 City Tax \$41.20
City of Pittsburgh

vs.

Fannie Robbins or
County of Allegheny

D.T.D. No. 10923 Oct. Term, 1941
1938 City Tax \$41.20

Which was read.

Also

Bill No. 2392. Resolution exonerating the following flat rate water charges against property of the City on Spring Garden avenue, 24th Ward:

City of Pittsburgh.....	1943	\$95.25
City of Pittsburgh.....	1944	95.25
City of Pittsburgh.....	1945	95.25
City of Pittsburgh.....	1946	95.25
City of Pittsburgh, 1/3 of 1947	31.75	

and authorizing and directing the Collector of Delinquent Taxes to strike off the above charges from his books.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)
Leonard	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 2422. Resolution requesting the General Assembly of the Commonwealth of Pennsylvania to provide that one-half of the proposed two cents additional tax on each pack of cigarettes be returned to the municipality in which the cigarettes were sold.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2389. Resolution authorizing the issuing of a warrant in favor of Mary Poliwka and Mike Poliwka, her husband, in the sum of \$126.40, in full settlement of their claim against the City for personal injuries sustained by Mrs. Poliwka on October 3, 1946, on Ray avenue steps, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2390. Resolution authorizing the issuing of a warrant in favor of The Pennsylvania Railroad Company, in the amount of \$7,788.76 in full settlement of all claims for overcharges for water furnished its property at 26th street and Liberty avenue on Meters Nos. 190045 and 190020, and charging same to Code Account No. 41, Refunds, Taxes and Water Rents.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)
Leonard	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Gallagher presented

No. 2458. Report of the Committee on Public Works for May 13, 1947, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2385. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works, on behalf of the City, to grant Helen S. Magsam, her heir, executors and assigns, the right to use and occupy the land area of 1.61 inches encroachment at the northeast corner of Fountain street while the present building shall continue to stand and waiving all damages by reason of such encroachment in consideration of the promise of Helen S. Magsam, her heirs, executors and assigns, to relinquish and give up the said encroachment area upon the demolition or destruction of the present building.

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen (Pres't)
Leonard	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2397. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction and reconstruction of sidewalks and curbs, and for the adjustment of structures within sidewalk areas in various locations in the City of Pittsburgh.

and for payment of the cost thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen (Pres't)
Leonard	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk (for Mr. Weir) presented

No. 2459. Report of the Committee on Parks, Recreation and Libraries for May 13, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2404. An Ordinance entitled, "An Ordinance providing for a contract or contracts for oiling athletic fields of the Bureau of Parks and Recreation, and for the payment of the cost thereof."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)
Leonard	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 2460. Report of the Committee on Lands, Buildings and Housing for May 13, 1947, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2401. Resolution amending agreement for the sale of jointly owned property in the 19th Ward on Pauline avenue to Edward E. Shepler and Hazel M. Shepler, his wife, for the sum of \$5,750.00, so as to provide that the sale price shall be reduced in proportion to the money necessary to pay all City, County and School taxes, penalties, interest and costs on Lot No. 176 adjoining the property which is now under agreement and which is estimated to be approximately \$700.00, the said Edward E. Shepler to purchase said lot No. 176 to correct the overlap of house now on Lot No. 175.

In Committee on Lands, Buildings and Housing, May 13, 1947, read and ordered returned to Council with an affirmative recommendation, subject to report from the Department of Lands and Buildings.

Which was read.

Also

No. 2461.

DEPARTMENT OF LANDS AND BUILDINGS

May 17, 1947.

Chairman and Members
Committee on Lands, Buildings
and Housing
City Council

Gentlemen:

Referring to Bill No. 2401, Resolution amending agreement for the sale of property in the 19th Ward on Pauline avenue to Edward E. and Hazel M. Shepler, his wife, which was referred to this department for the amount of the tax liens, please be advised that the City and School taxes, including penalty and interest, for the years 1933 to 1947, on Lot No. 176 on Pauline avenue total \$654.37. County taxes due on this lot from 1941 to 1947, inclusive, amount to \$40.82. The total taxes due at the present time amounts to \$695.19. Undoubtedly some time will elapse before the deliver of the deed which will entail additional penalty and interest costs.

Very truly yours,

Homer R. Greene,

Director

Which was read, received and filed.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)
Leonard	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 2462. RESOLVED, That the Mayor be and he is hereby requested to return, without action thereon, Bill No. 2347, An Ordinance transferring Bond Fund balances, in the total amount of \$168,316.87, to Bond Fund No. 177, Resurfacing City Streets.

Which was read.

Mr. Duff moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned, without action thereon.

Bill No. 2347. An Ordinance entitled, "An Ordinance transferring Bond Fund balances, in the total amount of \$168,316.87, to Bond Fund No. 177, Resurfacing City Street."

In Council, May 12, 1947, bill read, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. Duff moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Duff moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

The Chair also presented

No. 2463. RESOLVED, That the Mayor be and he is hereby requested to return, without action thereon, Bill No. 2348, An Ordinance appropriating and setting aside the sum of \$168,316.87 in Bond Fund No. 177, Resurfacing City Streets, Department of Public Works, for the purchase of asphaltic materials by the City under existing contracts, and for the payment of the cost of resurfacing City streets with asphaltic materials furnished by the City, and the work incidental thereto, including regrading and recurbing by contract, and for the necessary engineering expenses.

Which was read.

Mr. Duff moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned, without action thereon.

Bill No. 2348. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$168,316.87

In Bond Fund No. 177, Resurfacing City Streets, Department of Public Works, for the purchase of asphaltic materials by the City under existing contracts, and for the payment of the cost of resurfacing City streets with asphaltic materials furnished by the City, and the work incidental thereto, including regrading and recurbing, by contract, and for the necessary engineering expenses."

In Council, May 12, 1947, bill read, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. Duff moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Duff moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Mr. Demmler:

Mr. President: Extending my remarks of April 28th, 1947, regarding the news item headed "Realty Board Head Urges Sales Tax—Inducement Sought for New Industry," I present figures regarding the assessment of the New Glass Industry on Neville Island. In a letter from the Board of Property Assessment, Appeals and Review dated May 12th, 1947, I am advised that the property of the Neville Island Glass Company in Neville Township is assessed a total of \$76,923.00. This property consists of 5.216 acres, assessed at \$31,295.00, which is six thousand dollars per acre; \$0.1377 per square foot. The buildings on this property are assessed at \$45,628.00. There is no assessment for machinery as yet; none has been installed prior to 1947.

Mr. MacDowell, in his statement stated that "As a result, the taxes paid in Pittsburgh by industry is about fifteen times greater than in Neville Island."

Figuring the 5.216 acres, or 226,800 square feet, at an assessment of one dollar per square foot, which is often

the assessment in the City limits of Pittsburgh, the highest tax which you could figure on the Neville Township property would be as follows:

Land Assessment—\$226,800.00	
at 28 Mills -----	\$ 6,350.40
Building Assessment—\$45,628.00	
at 14 Mills -----	638.79
School Tax—11¼ Mills, and	
County Tax 8½ Mills on a	
total assessment of \$272,428.00	
-----	5,550.72
Total-----	\$12,539.91

The above figures are the highest which could be placed for 1946, and are not fifteen times greater as in Neville Island.

The tax for 1946 in Neville Island would be as follows: Township Tax 6½ Mills, School Tax 8 3/5 Mills, and County Tax 8½ Mills, or a total of 23.725 Mills on an assessment of \$76,923.00 would make the tax \$2,096.15.

Should a person use the same assessment as in Neville Township and apply the Pittsburgh City, County and School tax, you will arrive at a figure of \$3,082.35, which is 50% higher than in Neville Island.

I also wish to call your attention to the fact that when machinery is installed in this plant in Neville Township, the County, Township and School taxes will be placed on the machinery, whereas in the City of Pittsburgh the County tax would be the only one placed on the machinery.

From these figures one can very easily see the error in the statement made by Mr. MacDowell and in the news items published.

Mr. Demmler:

Mr. President: In the issue of the Pittsburgh Press for May 18, 1947, there appeared a news item entitled, "Municipal Tax Bill Change Called 'Joker'—Property Owners Score Exemptions." In this article there appeared the following paragraphs:

"Real Estate interests yesterday fired away at the bill which would permit local communities to tax more things.

"Two organizations representing property owners charged that a 'joker' has been stuck into the bill which

would exempt 'nearly every' business from a possible new tax.

"The criticism was voiced by the Home, Farm and Property Owners' Assn. of Allegheny County and the Pennsylvania Real Estate Assn.

"The 'joker' to which they objected is a proposed amendment that would forbid communities from taxing any business which is 'or may hereafter be' taxed by the State.

"If the bill is passed with this amendment, the Pennsylvania Real Estate Assn. said, local communities won't get the right to tax anything new except wages.

"But, the Allegheny County group pointed out, Mayor David Lawrence 'has said he does not intend to levy a wage tax against individuals.'

"So, it added, the bill would 'leave the poor property owner to carry the burden—and what a burden it will be.'

"The plight of Pittsburgh is alarming,' the organization said, 'in view of the fact the City must continue to pluck the property owner's goose, which already has yielded up most of its feathers.'"

The views above expressed are a great contrast to the article and view which appeared in the Pittsburgh Post-Gazette of May 17, 1947. This article is as follows:

"Pirates' Boss Forms Local Realty Firm—New Venture Primed By McKinney With \$150,000 Purchase."

"The Pirates have lured a new investment in Pittsburgh's future by way of Forbes Field.

"So impressed is their new boss, Frank E. McKinney, with business prospects that he has organized a real estate company here, and primed the venture with a \$150,000.

"The president of the Pittsburgh Baseball Club announced yesterday he and associates have formed the Baum and Bigelow Corporation to deal in real estate investments. The property of the Campbell General Tire Company, Bigelow Boulevard at the Bloomfield Bridge, has already been bought.

"I have been attracted by the progressiveness of Pittsburgh and its development,' Mr. McKinney said, 'and believe that real estate in Pittsburgh makes a sound investment.'

"Mr. McKinney, who is president of the Fidelity Trust Company, Indianapolis, said W. J. Coughlin, also of Indianapolis, is an associate in the new firm. He withheld any indication of its future activities."

I cannot understand why the realtors as represented by the Pittsburgh Real Estate Board and the Home, Farm and Property Owners Association, are constantly decrying Pittsburgh. I sincerely hope that these bodies will more carefully consider Pittsburgh's present condition and its prospects for the future.

Mr. Wolk moved

That the Minutes of Council of Monday, May 12, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Wolk

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, May 26, 1947.

No. 20.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, May 26, 1947.

Council met.

Present:—Messrs.

Duff

Stewart

Gallagher

Wolk

Leonard

Kilgallen, (Pres't)

McArdle

Absent: Messrs. Demmler, Weir.

PRESENTATIONS

Mr. Duff presented

No. 2464. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Steel plan files for the Department of City Planning, and for the payment thereof.

Also

No. 2465. An Ordinance authorizing the issuance of a warrant in favor of Harry C. Suehr Company in the sum of \$139.75 for supplies furnished the Department of City Controller for the benefit of the City without previous authority of law.

Also

No. 2466. Resolution authoriz-

ing and directing the Mayor and the Director of the Department of Public Works to invite letter-bids and to purchase insurance coverage for five motor trucks insuring against destruction or loss by fire or theft and damage by collision, with One Hundred Dollars deductible clause; and further authorizing and directing the Mayor and the Director of the Department of Public Works to re-deliver said five motor trucks and to execute and deliver assignments and transfers of title to the Allegheny Conference on Community Development, or its nominee, upon demand, at any time after August 1, 1947.

Also

No. 2467. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for period May 1 to May 15, 1947; also statement of collection of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2468. An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,107.71 in payment for street lighting service furnished during the month of May, 1947, for the benefit of the City without previous authority of law.

Also

No. 2469. Resolution authorizing the issuing of warrants in favor of the Duquesne Light Company for street lighting furnished during the months of June, July and August, 1947, not exceeding the sum of \$60,500.00 for any one of the months, and at rates which shall not exceed the rates charged for

street lighting in the account rendered by the Duquesne Light Company for the month of May, 1947, said payments to be charged to Code Account No. 1597-2, Street Lighting, and upon reconvening Council to pass the necessary legislation validating these payments to the Duquesne Light Company.

Also

No. 2470. An Ordinance authorizing the issuance of warrants in favor of the Pittsburgh Auto Equipment Company in the sum of \$129.78, et al., for automotive parts, typewriter ribbons, blue printing, electroplate, text book, for the Department of Public Works, Department of Public Health and Department of Public Safety, without previous authority of law.

Also

No. 2471. Communication from the Department of Public Works advising of extra work in connection with the repaving of Cherry Way, from the Boulevard of the Allies to Diamond street, in the amount of \$1,000.00.

Which were severally read and referred to the Committee on Finance.

Also

No. 2472. An Ordinance widening Portman avenue at the intersection of Richards street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2473. An Ordinance widening Hewitt street at the intersection of Portman avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which were read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 2474. Communication from the Department of Public Safety requesting permission for the Pittsburgh Police Pistol Team to participate in the annual Maryland Revolver and Pistol Tournament at Sparrows Point, Maryland, June 14 and 15, 1947.

Which was read and referred to the Committee on Finance.

Also

No. 2475. An Ordinance providing for the letting of a contract for the furnishing and delivery of one automobile sedan for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Also

No. 2476. An Ordinance authorizing and directing the Superintendent of the Bureau of Building Inspection to issue to the Duquesne University a permit for the erection of a two story frame school building, approximately 39' x 228' 10" in size, on the athletic field of said University located at 601 to 727 Bluff street, 1st Ward, to be equipped with exit facilities and other safeguards which are considered adequate by the Superintendent, said buildings to be vacated and razed not later than June 30, 1949.

Also

No. 2477. An Ordinance authorizing the Bureau of Building Inspection to issue to Spear and Company a permit for the erection of a marquee over an entrance on the Oliver avenue side of the building located on the easterly side of Wood street, between Oliver and Sixth avenues, the width of said marquee being in excess of that permitted under sub-section (6) of Section 13 of Ordinance No. 353, approved December 19, 1935.

Which were severally read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 2478. Resolution authorizing and directing the Law Department to petition the court for the sale to Charles W. Bartsch and Mary Bartsch, his wife, all those certain lots or pieces of ground situate in the 28th Ward, being Lot Nos. 659 and 660 on Shadyhill road in the Westwood Plan for the sum of \$700.00, and upon confirmation by the court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property.

Also

No. 2479. Resolution authorizing and directing the Law Department to petition the court for the sale to Tennyson Miles and Clara Miles, his

wife, all that certain lot or piece of ground situate in the 15th Ward, being Lot No. 11 on Clarion street in the C. E. Lincoln's Plan, for the sum of \$60.00, and upon confirmation by the court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property.

Also

No. 2480. Resolution authorizing and directing the Law Department to petition the Common Pleas Court for the sale to Daniel Gardone and Gertrude M. Gardone, his wife, part of Lot No. 9 on Mohler road in the Schumaker Plan for the sum of \$150.00, and upon confirmation by the court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property, and charging the costs to the City.

Also

No. 2481. Resolution authorizing and directing the Law Department to petition the court for the sale to Edward R. Hartman all that certain lot or piece of ground situate in the 28th Ward, being Lot No. 406 on Justine street in the City Acres Plan of Lots, for the sum of \$100.00, and upon confirmation by the court authorizing and directing the proper officers to satisfy of record all tax and municipal claims against the property.

Also

No. 2482. Resolution authorizing and directing the Law Department to petition the court for the sale to Charles Joseph Marino and Catherine Marino, his wife, all that certain lot or piece of ground situate in the 27th Ward, being Lot No. 9 on Marshall avenue in the L. H. Smith Plan, for the sum of \$250.00, and upon confirmation by the Court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property.

Also

No. 2483. Resolution authorizing and directing the Law Department to petition the court for the sale to John F. O'Donnell and Maureen O'Donnell, his wife, all that certain lot or piece of ground situate in the 10th

Ward, being Lot No. 249 on Camelia street in the Richard E. Breed Plan for the sum of \$100.00, and upon confirmation by the Court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property.

Also

No. 2484. Resolution authorizing and directing the Law Department to petition the court for the sale to Lawrence J. Schwilm all those certain lots or pieces of ground situate in the 27th Ward, being Lot Nos. 15, 16 and 17 on Marshall avenue in the L. H. Smith Plan for the sum of \$675.00, and upon confirmation by the Court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property.

Also

No. 2485. Resolution authorizing and directing the Law Department to petition the court for the sale to William J. Francis all that certain lot or piece of ground situate in the 19th Ward, being Lot No. 80 on Fallowfield avenue in the West Liberty Plan No. 5 for the sum of \$450.00, and upon confirmation by the Court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 2486. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of X-Ray Equipment for the Department of Public Health, and for the payment thereof.

Which was read and referred to the Committee on Finance.

Mr. Weir presented

No. 2487. An Ordinance providing for a contract or contracts for furnishing daily lunches to children in the Day Camps during the 1947 summer period of Activities for children, supervised by the Bureau of Recreational Activities, Department of Parks and Recreation, and for the payment of the costs thereof.

Which was read and referred to the

Committee on Parks, Recreation and Libraries.

Also

No. 2488. An Ordinance amending Ordinance No. 313, approved July 17, 1946, entitled, "An Ordinance providing for a contract or contracts for the building, altering and improving of the offices at the Administration Building, Schenley Park, Bureau of Parks, Department of Public Works, and all other necessary work in connection therewith, and for the payment of the costs thereof."

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 2489. Petition for vacation of an Unnamed Way situate 68.5 feet north of West Park Way, between West Diamond street and an unnamed way 140 feet westwardly therefrom.

Also

No. 2490. An Ordinance vacating an unnamed way situate 68.5 feet North of West Park Way, from West Diamond street to an unnamed way 140 feet westwardly therefrom.

Also

No. 2491. An Ordinance refixing the width and position of the sidewalks and roadway of Fulton street, from Goebel street to Western avenue.

Also

No. 2492. An Ordinance establishing the grade of Wenzell place, from Wenzell avenue to Wenzell avenue.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 2493. Petition from residents of Shady Avenue Extension requesting erection of warning signs to drivers on Shady Avenue Extension near Landview street, and on Shady Avenue Extension near Ludwick street.

Which was read and referred to the Committee on Public Safety.

Also

No. 2494. Communication from the Pittsburgh Railways Company indicating its intention to operate a shuttle bus line to Shadycrest Village, Beechview.

Which was read, received and filed.

The Chair presented

No. 2495. Communication from Robbin B. Wolf, Esq., offering compromise settlement for unpaid water bills on property of Warren Kenneth Carlyle and his sister, Bernice DePaul Carlyle O'Neill, 1849 Bedford avenue.

Also

No. 2496. Communication from the Law Department relative to House Bill No. 551 which permits the Allegheny County Sanitary Authority to make assessments for construction of sanitary sewers.

Which were read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2497. Report of the Committee on Finance for May 20, 1947, transmitting sundry ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2405. An Ordinance entitled, "An Ordinance providing for the furnishing and delivery of 2 Sedan Automobiles for the Department of City Controller, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 2429. An Ordinance entitled, "An Ordinance transferring unexpended balances in C. A. 1021 and in all Code Accounts of the Division of Garage and Repair Shop, Department of Public Safety; Division of Garage and Repair Shop, Department of Public Works; and Division of Garage and Repair Shop, Bureau of City Refuse, Department of Public Works, to Code Accounts in the Bureau of Automotive Equipment, Department of Public Works."

Which was read.

Also

Bill No. 2448. An Ordinance entitled, "An Ordinance providing for a contract or contracts for rehabilitating and improving the Phipps Conservatory Building, and for the payment of the costs thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't.)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2347. An Ordinance entitled, "An Ordinance transferring Bond Fund balances, in the total amount of \$168,816.87, to Bond Fund No. 177, Resurfacing City Streets."

In Finance Committee, May 20, 1947, bill read and amended in Section 1 by striking out and by inserting as shown in red, and in the title by striking out the amount, \$168,316.87" and by inserting in lieu thereof the amount, "\$157,975.85," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2348. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$168,316.87 in Bond Fund No. 177, Resurfacing City Streets, Department of Public Works, for the purchase of asphaltic materials by the City under existing contracts, and for the payment of the cost of resurfacing City streets with asphaltic materials furnished by the City, and the work incidental thereto, including regrading and recurbing, by contract, and for the necessary engineering expenses."

In Finance Committee, May 20, 1947, bill read and amended in Section 1 and in the title by striking out the amount, "\$168,316.87" and by inserting in lieu thereof the amount, "\$157,975.85," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2428. Resolution authorizing the City Solicitor to accept the face of liens, amounting to \$1,177.51 and costs of \$111.40, filed at M. L. D. Nos. 21, 22, 23 and 29 January Term 1935 and 30, 31, 32 and 38 April Term 1935 filed against Phillips Avenue Improvement Corporation, provided all City, School and County taxes are paid within thirty days from approval hereof.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 2498. Report of the Committee on Public Works for May 20, 1947, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2282. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30, by changing from a 'C' Residence District to a 'B' Residence District, all those certain properties bounded on the east by West Woodland Road (Private); on the south by the northerly line of property fronting on the northerly side of Wilkins avenue; on the west by the easterly line of the present 'B' Residence District east of Murray Hill avenue; and on the north by the southerly lines of said 'B' Residence District."

Which was read.

Also

Bill No. 2291. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-W15, by changing from an 'A' Residence District to a Neighborhood Retail District all that certain property having 107.28 feet of frontage on the easterly side of Middletown Road and being lots numbered 2 to 5 inclusive, in the Chartiers City Plan."

Which was read.

Also

Bill No. 2432. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Haven street from the north curb line of Belhurst street to the north curb line of Chartiers avenue, including other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 2435. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on McClurg street, from a point about 60 ft. east of South 32nd street to the existing sewer on South 33rd street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that

the costs, damages and expenses of the same be assessed aga'nst and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 2436. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on War Way, from a point about 60 feet east of South 32nd Street to the existing sewer on South 33rd Street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 2437. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the replacement of duct lines, dust collector piping, roof repairs, and work incidental thereto, at the Asphalt Plant, Department of Public Works."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2299. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N20-O, by changing from a 'B' Residence, and First Area District to an 'A-B' Residence, and Second Area District, all that certain property bounded by the lines of the present 'A' Residence District south of Davis avenue and east of Massachusetts avenue, Kalorama Way; a line parallel with and distant 45' southwardly from the southerly line of lot numbered 2 in the Lewis F. Falck Plan; Fleming avenue; the unnamed 20 foot way at the rear of properties fronting on the northerly side of Davis avenue; and the easterly line of lot numbered 2 in the Chas. Falck Plan."

In Public Works Committee, April 21, 1947, bill read and amended in Section 1 as shown in red and in the title by inserting after the words, "from a 'B' Residence" the words, "Thirty-five Foot," and after the words, "to an 'A-B' Residence" the words "Forty-five Foot," and in committee, May 20, 1947, ordered returned to Council with an affirmative recommendation as amended.

Which was read.

Mr. Gallagher moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 2499. Report of the Committee on Public Service and Surveys for May 20, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2449. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway, sidewalk, and berm, and re-establishing the grade of Clayton avenue from the southerly intersection with Perrysville avenue to Divinity street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Duff (for Mr. Demmler) presented

No. 2500. Report of the Committee on Filtration and Water for May 20, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2427. An Ordinance

entitled, "An Ordinance providing for a contract or contracts for cleaning and painting of Allentown No. 1 Water Tank, and appropriating funds for the payment of the costs thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 2501. Report of the Committee on Public Safety for May 20, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2440. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of boys' yellow raincoats and caps for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 2502. Report of the Committee on Lands, Buildings and Housing for May 20, 1947, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2319. Resolution authorizing and directing the Mayor to execute and deliver a deed to Ernest Stern, for the sum of \$300.00, conveying all the City's right, title and interest in all those certain lots or pieces of ground situate in the 14th Ward, being Lots Nos. 17, 18 and 19 on Fernwald road in the Park Edge Acres Plan.

Which was read.

Also

Bill No. 2443. Resolution authorizing and directing the Mayor, on behalf of the City to join with the County and School District, on the one part, and Thomas White, on the other part in an agreement for the sale of all that certain piece or parcel of ground situate on Railroad street, between 25th

and 26th Streets and in the Second Ward for the sum of \$56,244.60, less commission.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Duff moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Demmler on May 26, 1947;

Mr. Stewart on May 6, 1947;

Mr. Weir on May 5, 6, 12, 13, 14, 19, 20 and 26, 1947;

Mr. Wolk on May 12, 13 and 14, 1947.

Which motion prevailed.

Mr. Wolk moved

That the Minutes of Council of Monday, May 19, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Wolk

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, June 2, 1947.

No. 21.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, June 2, 1947.

Council met.

Present:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Absent: Mr. Weir.

PRESENTATIONS

Mr. Demmler presented

No. 2503. An Ordinance authorizing the issuance of warrants in favor of Babcock and Wilcox Company for \$882.91 and Bailey Meter Company for \$305.14 in payment for repairs to boilers at Ross Pumping Station, for the benefit of the City without previous authority of law.

Also

No. 2504. An Ordinance amending a portion of Section 1 of Ordinance No. 359, entitled, "An Ordinance providing for a contract or contracts for equipment and appurtenances at Ross Pumping Station, and all work necessary in connection therewith, including

engineering expenses, and appropriating funds for the payment of the cost thereof," approved August 30, 1946.

Also

No. 2505. An Ordinance transferring the sum of \$10,900.00 from C. A. ----- to C. A. 1750, Chemicals, in the Filtration Division, Bureau of Water, Department of Public Works.

Which were severally read and referred to the Committee on Finance.

Mr. Duff presented

No. 2506. Resolution authorizing and directing the City Solicitor to join with the School Solicitor to satisfy 1942 City tax lien D. T. D. 6017 July 1944, against property at 218 Collins avenue, 11th Ward, formerly owned by Liberty Hunting & Fishing Club; the property having been purchased in November, 1941, by Trees-Carlisle Post No. 166, V. F. W., and authorizing and directing the Collector of Delinquent Taxes to strike this charge from the Tax Books.

Which was read and referred to the Committee on Finance.

Mr. Gallagher (also Mr. McArdle) presented

No. 2507. Resolution authorizing and directing the City Controller to set aside the sum of \$1,000.000 from Code Account No. 97, Celebrations, toward the payment of expenses for a South Side Veterans' Community Celebration on the Fourth of July, 1947, and authorizing the issuing of warrants drawn on said funds on vouchers approved by the Committee on Finance of Council.

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2508. An Ordinance ap-

appropriating and setting aside the sum of \$22,000.00 from Bond Fund 170-2 in the Department of Public Works for public improvements in connection with the County Aid Repaving Program.

Also

No. 2509. An Ordinance providing for a contract or contracts for certain public improvements hereinafter set forth, and for the payment of the cost thereof.

Which were read and referred to the Committee on Finance.

Also

No. 2510. An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with Frank M. Corace, owner and developer, providing for the grading, paving and curbing, to include necessary drainage of Wenzell Place, from Wenzell avenue to Wenzell avenue, the entire cost and expenses to be borne by Frank M. Corace.

Also

No. 2511. Communication from the Department of Public Works suggesting legislation relative to acceptance of paving and sewer improvements on City streets by private contract.

Which were read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 2512. An Ordinance transferring \$4,970.00 from Code Account No. 1480, Cable Installation, to Code Account No. 1477, Equipment and Machinery, Bureau of Electricity, Department of Public Safety.

Also

No. 2513. An Ordinance authorizing the issuance of a warrant in favor of Fritz Kubitz in the sum of \$200.00 for service rendered the Bureau of Building Inspection, without previous authority of law.

Also (by request)

No. 2514. An Ordinance authorizing the issuance of a warrant in favor of William C. Rupert, Patrolman, Bureau of Police, in the sum of \$270.06 for lost time on account of sickness for the

period March 15 to April 16, 1947.

Which were severally read and referred to the Committee on Finance.

Also

No. 2515. Petition of property owners for the improvement of Waddington street.

Which was read and referred to the Committee on Public Works.

Mr. Stewart presented

No. 2516. An Ordinance transferring the sum of \$600.00 from Code Account No. 1270, Salaries, Regular Employees, Division of Housing and Sanitary Inspection, to C. A. No. 1266, Supplies, and C. A. No. 1269, Equipment, Division of Plumbing and House Drainage, and C. A. No. 1272, Supplies, Division of Housing and Sanitary Inspection, Department of Public Health.

Also

No. 2517. An Ordinance authorizing the issuance of warrants in favor of Apex Laundry, Inc., in the sum of \$2.47, the Upjohn Company in the sum of \$85.68, Pittsburgh Post-Gazette in the sum of \$20.16, Pittsburgh Sun-Telegraph in the sum of \$9.60 and the Pittsburgh Press in the sum of \$55.08, for supplies and services furnished to the Department of Public Health without previous authority of law.

Also

No. 2518. Communication from the Department of Public Health relative to insertion of advertisement in the daily press concerning the enforcement of the Smoke Ordinance.

Which were severally read and referred to the Committee on Finance.

Mr. Wolk (for Mr. Weir) presented

No. 2519. An Ordinance providing for a contract or contracts for the services of bands to provide music in the public parks, and for other necessary expenses incidental thereto, and for the payment of the cost thereof.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

The Chair presented

No. 2520. Communication from the City Treasurer relative to Ordinance

No. 87 of 1926, which provides that upon sale by the City of real estate acquired at tax sale the City Solicitor is authorized to satisfy of record the tax and municipal liens upon payment of purchase price to the Treasurer.

Also

No. 2521. Communication from Charles J. Maloney, Esq., submitting compromise offer of \$800.00 for delinquent water charges on property of Rosa Throne at 23-25 Soho street.

Also

No. 2522. Communication from H. G. Austin, Jr., relative to assessment discrepancies on Lot No. 174 on Bigelow street, 15th Ward, assessed in the name of James Austin, and stating that the owner of this lot is Mrs. T. J. Haines, 1312 Central avenue, Ocean City, N. J., who desires to satisfy all past and current taxes.

Also

No. 2523. Communication from Mt. Washington Heights Post 5111, Veterans of Foreign Wars, in re expenditures in connection with Memorial Day Celebration.

Which were severally read and referred to the Committee on Finance..

Also (by request)

No. 2524. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheets Z-N10-E15 and Z-N10-E30, by changing from a "C" Residence and "B" Residence, Thirty-Five Foot and First Area District to an "A-B" Residence, Forty-five Foot and Third Area District, all that certain property now or late of J. M. Roberts, et ux., having frontage of 631.98 feet on the easterly side of Forbes street, between Beeler street and Normlee place, and containing 5.465 acres.

Also

No. 2525. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheets Z-N10-E15 and Z-N10-E30, by changing from a "C" Residence and "B" Residence, Thirty-Five Foot and First Area District to an "A" Residence, Forty-Five Foot and Third Area District all that certain property now or late of J. M. Roberts, et ux., having frontage of 631.98 feet on

the easterly side of Forbes street, between Beeler street and Normlee place, and containing 5.465 acres.

Which were read and referred to the Committee on Public Works.

Also

No. 2526. Communication from Edward Conner, Chairman, Joint Committee of Terrace Village Organizations, requesting improvements to Kennard Playground.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Demmler at this time presented

No. 2527. Communication from the North Side Real Estate Company offering \$500.00 for City-owned property at 1001 Peralta street.

Which was read and referred to the Committee on Lands, Buildings and Housing.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2528. Report of the Committee on Finance for May 27, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2464. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Steel plan files for the Department of City Planning, and for the payment thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agree-

ably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)

Noes: Mr. Leonard.

Ayes 6. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2486. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of X-Ray Equipment for the Department of Public Health, and for the payment thereof."

Which was read.

Also

Bill No. 2488. An Ordinance entitled, "An Ordinance amending Ordinance No. 313, approved July 17, 1946, entitled, 'An Ordinance providing for a contract or contracts for the building, altering and improving of the offices at the Administration Building, Schenley Park, Bureau of Parks, Department of Public Works, and all other necessary work in connection therewith, and for the payment of the cost thereof.'"

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2430. An Ordinance entitled, "An Ordinance transferring the sum of \$4,000.00 to Code Account No. 1655-4, Supplies, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works, from Code Account No. -----"

In Finance Committee, May 27, 1947, bill read and amended in Section 1 and in the title by inserting in blank space the words, "42 Contingent Fund" and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2465. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Harry C. Suehr Company in the sum of \$139.75.

for supplies furnished the Department of City Controller for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 2468. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,107.71, in payment for street lighting service furnished, during the month of May 1947, for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 2466. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works to invite letter bids and to purchase insurance coverage for five motor trucks insuring against destruction or loss by fire or theft and damage by collision, with One Hundred Dollars deductible clause; and further authorizing and directing the Mayor and the Director of the Department of Public Works to re-deliver said five motor trucks and to execute and deliver assignments and transfers of title to the Allegheny Conference on Community

Development, or its nominee, upon demand, at any time after August 1, 1947.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't).
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2469. Resolution authorizing the issuing of warrants in favor of Duquesne Light Company for street lighting furnished during the months of June, July and August, 1947, not exceeding the sum of \$60,500.00 for any one of the months, and at rates which shall not exceed the rates charged for street lighting in the account rendered by the Duquesne Light Company for the month of May 1947, said payments to be charged to Code Account No. 1597-2, Street Lighting, and upon reconvening Council to pass the necessary legislation validating these payments to the Duquesne Light Company.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Wolk presented

No. 2529. Report of the Committee on Public Service and Surveys for May 27, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2491. An Ordinance entitled, "An Ordinance refixing the width and position of the sidewalks and roadway of Fulton street from Goebel street to Western avenue."

Which was read.

Also

Bill No. 2492. An Ordinance entitled, "An Ordinance establishing the grade of Wenzell place from Wenzell avenue to Wenzell avenue."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Leonard (for Mr. Weir) presented

No. 2530. Report of the Committee on Parks, Recreation and Libraries for May 27, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2487. An Ordinance entitled, "An Ordinance providing for a contract for furnishing daily lunches to children in the Day Camps during the 1947 summer period of Activities for Children, supervised by the Bureau of Recreational Activities, Department of Parks and Recreation, and for the payment of the costs thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 2531. Report of the Committee on Public Safety for May 27, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2475. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one automobile sedan for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 2476. An Ordinance entitled, "An Ordinance authorizing and directing the Superintendent of the Bureau of Building Inspection to issue to the Duquesne University a permit for the erection of a two-story frame school building, approximately 39'x228'10" in size, on the athletic field of said University located at 601 to 727 Bluff street, 1st Ward, to be equipped with exit facilities and other safeguards which are considered adequate by the Superintendent, said buildings to be vacated and razed not later than June 30, 1949."

Which was read.

Also

Bill No. 2477. An Ordinance entitled, "An Ordinance authorizing the Bureau of Building Inspection to issue to Spear and Company a permit for the erection of a marquee over an entrance on the Oliver avenue side of the building located on the easterly side of Wood street, between Oliver avenue and Sixth avenue, the width of said marquee being in excess of that permitted under sub-section (6) of Section 13 of Ordinance No. 353, approved December 19, 1935."

Which was read

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bill was read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Duff	Stewart
Gallagher	Kilgallen, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. McArdle presented

No. 2532. Report of the Committee on Lands, Buildings and Housing for May 27, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2479. Resolution authorizing and directing the Law Department to petition the Court for the sale to Tennyson Miles and Clara Miles, his wife, all that certain lot or piece of ground situate in the 15th Ward, being Lot No. 11 on Clarion street in the C. E. Lincoln's Plan, for the sum of \$60.00, and upon confirmation by the Court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 2480. Resolution authorizing and directing the Law Department to petition the Court for the sale to Daniel Gardone and Gertrude M. Gardone, his wife, part of Lot No. 9 on Mohler road in the Schumaker Plan for the sum of \$150.00, and upon confirmation by the Court, authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property, and charging the costs to the City.

Which was read.

Also

Bill No. 2481. Resolution authorizing and directing the Law Department to petition the Court for the sale to Edward R. Hartman all that certain lot or piece of ground situate in the 28th Ward, being Lot No. 406 on Justine street in the City Acres Plan of Lots, for the sum of \$100.00, and upon confirmation by the Court authorizing and directing the proper officers to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 2482. Resolution authorizing and directing the Law Department to petition the Court for the sale

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Wolk presented

No. 2529. Report of the Committee on Public Service and Surveys for May 27, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2491. An Ordinance entitled, "An Ordinance refixing the width and position of the sidewalks and roadway of Fulton street from Goebel street to Western avenue."

Which was read.

Also

Bill No. 2492. An Ordinance entitled, "An Ordinance establishing the grade of Wenzell place from Wenzell avenue to Wenzell avenue."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff,	Wolk
Gallagher	Kilgallen (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Leonard (for Mr. Weir) presented

No. 2530. Report of the Committee on Parks, Recreation and Libraries for May 27, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2487. An Ordinance entitled, "An Ordinance providing for a contract for furnishing daily lunches to children in the Day Camps during the 1947 summer period of Activities for Children, supervised by the Bureau of Recreational Activities, Department of Parks and Recreation, and for the payment of the costs thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 2531. Report of the Committee on Public Safety for May 27, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2475. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one automobile sedan for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 2476. An Ordinance entitled, "An Ordinance authorizing and directing the Superintendent of the Bureau of Building Inspection to issue to the Duquesne University a permit for the erection of a two-story frame school building, approximately 39'x228'10" in size, on the athletic field of said University located at 601 to 727 Bluff street, 1st Ward, to be equipped with exit facilities and other safeguards which are considered adequate by the Superintendent, said buildings to be vacated and razed not later than June 30, 1949."

Which was read.

Also

Bill No. 2477. An Ordinance entitled, "An Ordinance authorizing the Bureau of Building Inspection to issue to Spear and Company a permit for the erection of a marquee over an entrance on the Oliver avenue side of the building located on the easterly side of Wood street, between Oliver avenue and Sixth avenue, the width of said marquee being in excess of that permitted under sub-section (6) of Section 13 of Ordinance No. 353, approved December 19, 1935."

Which was read

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bill was read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Leonard
Duff	Stewart
Gallagher	Kilgallen, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. McArdle presented

No. 2532. Report of the Committee on Lands, Buildings and Housing for May 27, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2479. Resolution authorizing and directing the Law Department to petition the Court for the sale to Tennyson Miles and Clara Miles, his w'fe, all that certain lot or piece of ground situate in the 15th Ward, being Lot No. 11 on Clarion street in the C. E. Lincoln's Plan, for the sum of \$60.00, and upon confirmation by the Court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 2480. Resolution authorizing and directing the Law Department to petition the Court for the sale to Daniel Gardone and Gertrude M. Gardone, his wife, part of Lot No. 9 on Mohler road in the Schumaker Plan for the sum of \$150.00, and upon confirmation by the Court, authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property, and charging the costs to the City.

Which was read.

Also

Bill No. 2481. Resolution authorizing and directing the Law Department to petition the Court for the sale to Edward R. Hartman all that certain lot or piece of ground situate in the 28th Ward, being Lot No. 406 on Justine street in the City Acres Plan of Lots, for the sum of \$100.00, and upon confirmation by the Court authorizing and directing the proper officers to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 2482. Resolution authorizing and directing the Law Department to petition the Court for the sale

to Charles Joseph Marino and Catherine Marino, his wife, all that certain lot or piece of ground situate in the 27th Ward, being Lot No. 9 on Marshall avenue in the L. H. Smith Plan, for the sum of \$250.00, and upon confirmation by the Court, authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property."

Which was read.

Also

Bill No. 2483. Resolution authorizing and directing the Law Department to petition the Court for the sale to John F. O'Donnell and Maureen O'Donnell, his wife, all that certain lot or piece of ground situate in the 10th Ward, being Lot No. 249 on Camelia street in the Richard E. Breed Plan for the sum of \$100.00, and upon confirmation by the Court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property.

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Duff

Gallagher

Leonard

Stewart

Wolk

Kilgallen, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Demmler:

Mr. President:—Under remarks, on January 8th, 1929, Mr. Garland, then Chairman of the Finance Committee of City Council, made remarks on the Graded Tax Law. In this article I wish to quote from two paragraphs; the first reads as follows:

"In the National Municipal Review for December 1928, there is printed a schedule showing the comparative tax rates of 237 of the cities of the Country over 30,000 population for 1928, compiled by Mr. C. S. Rightor of Detroit Bureau of Governmental Research, Inc. This is very illuminating and Mr. Rightor deserves considerable credit for his informative and interesting data. The schedule for the first 10 cities is shown herein. The next paragraph I wish to read is as follows:

"Pittsburgh taxes land and buildings only. (We collect for water furnished as commodity—the term 'water tax' is a misnomer.) Machinery of all description is exempt, whether it be the expensive installation of a Power or Heating Plant or the machinery in a Mill, Factory or Laundry, or what not. Nor do we tax personal property of any description, whether it be books, jewelry, rugs, pictures, or other furnishings, or the automobile at value; or inventory, being stock on hand, raw, semi-finished, or finished, in the Mill or Factory, or the goods or commodities in the Department Store or the stores of any merchants. If we did, and practically all other cities outside of Pennsylvania do, we would have a larger total of assessed valuations with a correspondingly much lower tax rate."

I mention these two paragraphs particularly because, in New York during the past week the comments from Municipal Finance Officers from various cities from the United States and Canada made mention of taxing all items which could be subject to tax.

This article received editorial comment in all three newspapers. The Post-Gazette's article was entitled, "Must Recognize Graded Tax." The last paragraph of this editorial is:

"But more impressive than any mere statistical controversy is the way Pittsburgh's graded tax plan works. Whether or not it is entitled to all the credit its advocates give it as a promoter of building, Pittsburgh never before witnessed such construction as it has had in the few years the plan

has been operating in full. At first its reduction in rates was scarcely large enough to make much difference. With its benefits generally recognized, it is time for the city officially to proclaim 't before the world. Meanwhile Pittsburgh's progress and prosperity emphasize daily that there is no tax here to hold back the community."

I wish to stress that one sentence, "With its benefits generally recognized, it is time for the city officially to proclaim it before the world."

At this meeting in New York, May 26th to 29th, there were officers present from all of the States and quite a number from Canada. They are seeking revenues and all are decrying the need for placing taxes on industry and on business. The editorial in the Pittsburgh Press for January 7, 1929, was headed "Tax Comparisons," and the last paragraph of this editorial reads:

"The Municipal Review makes a case, but as Mr. Garland appears in rebuttal, it is a case founded on an unfair premise. It is well to have the defense of the city so clearly set forth."

The editorial in the Sun-Telegraph for January 8, 1929, was headed, "Real Question of Tax Is in Getting Its Value." The last paragraph reads:

"Whether our taxes be higher or lower than other cities is of little moment. The big thing is to get what we want, and in full measure, for the

dollar we pay."

Present news items appearing in all papers, both locally and also in Philadelphia and New York and various other cities, are all mentioning tax legislation, especially in the Pennsylvania State Legislature. All are crying for the need for additional revenue, especially for schools. Personally, I am convinced that the value of schools is reflected in the rental value of the site or location in the city. I favor increase in the millage to be assessed by the Board of Public Education. I would be all the more in favor of it if the Board of Education assessed its revenue in the same manner as the City does on the graded tax plan. It may be selfish on my part, but I believe if the home property owner would figure his tax on an increased millage at 13¼ mills it will cost him less than the proposed \$5.00 per capita tax for the support of the schools. I know it will cost me less than the \$5.00 per capita tax.

Mrs. Alberta M. Kelly, Teacher, and students from the American Government and History Class of William M. Davidson College, located in the Peabody High School, attended today's meeting of Council.

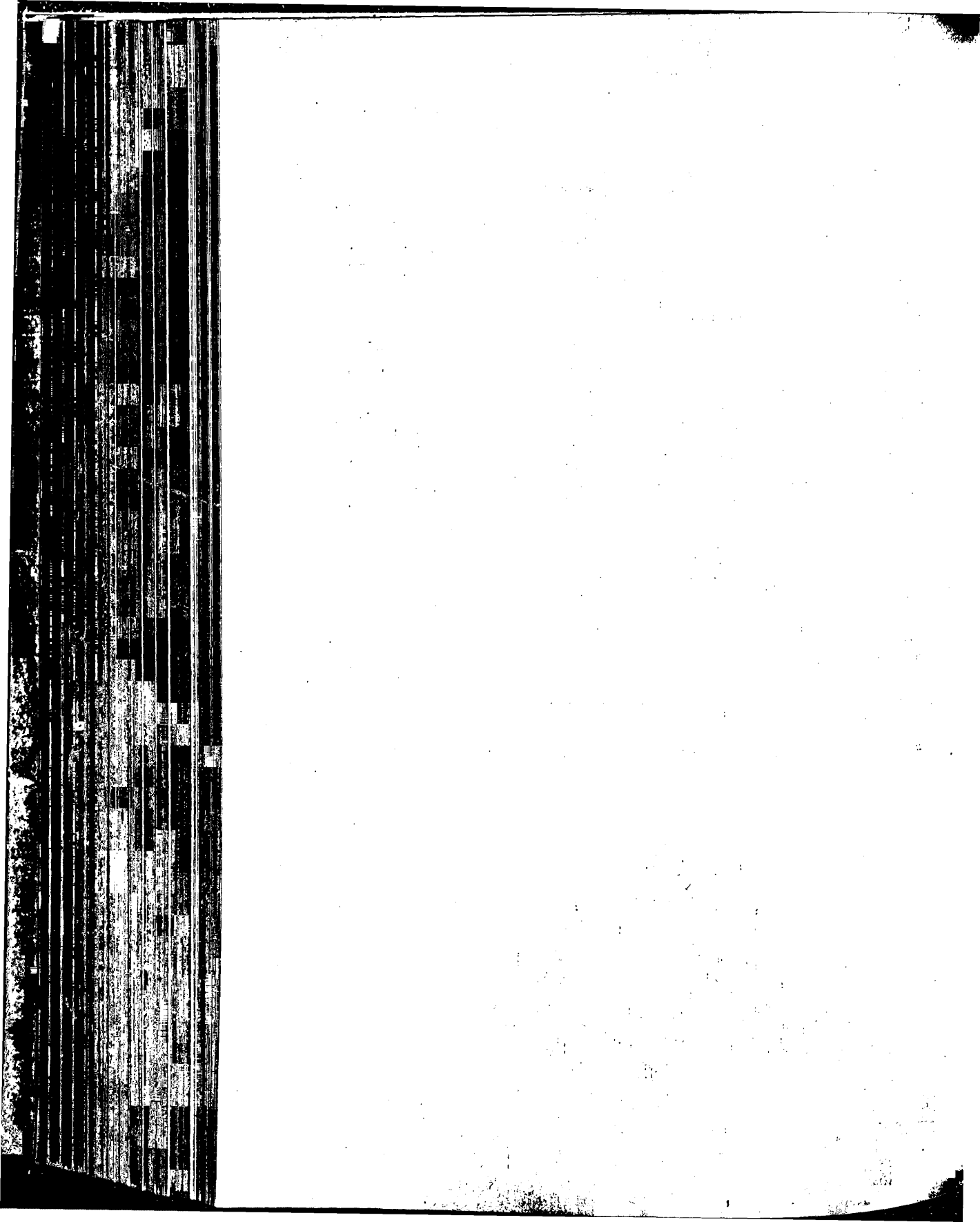
Mr. Duff moved

That the Minutes of Council of Monday, May 26, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Duff

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, June 9, 1947.

No. 22.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, June 9, 1947.

Council met.

Present:—Messrs.

Demmler

McArdle

Duff

Stewart

Gallagher

Wolk

Leonard

Kilgallen, (Pres't)

Absent: Mr. Weir.

PRESENTATIONS

Mr. Demmler presented

No. 2533. Communication from the Department of Public Works relative to cleaning water line on Boquet street, from Fifth avenue southwardly, at a cost of \$492.00.

Which was read and referred to the Committee on Finance.

Mr. Duff presented

No. 2534. Resolution authorizing the issuing of a warrant in favor of Ellsworth Green, in the sum of \$161.00 in full settlement of his claim against the City for automobile damaged March 26, 1947, by Bureau of City Refuse Truck on 6th Avenue at Court Place and Wylie avenue, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2535. Resolution authorizing the issuing of a warrant in favor of J. S. R. McFall in the sum of \$171.00 in full settlement of his claim against the City for automobile damaged November 29, 1946, by Bureau of City Refuse truck on Liberty avenue at 11th Street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2536. Resolution authorizing the issuing of a warrant in favor of Duquesne Light Company in the sum of \$178.84 in full settlement of its claim against the City for light pole damaged July 20, 1946, by Bureau of City Refuse truck on Liberty Bridge Approach near Forbes street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2537. Resolution authorizing the issuing of a warrant in favor of Lloyd's Dry Cleaners in the sum of \$213.28 in full settlement of claim against the City for loss of labor and electrical repairs necessitated February 12, 1947, when Bureau of City Refuse truck broke heavy conduit line leading to its plant at 4918 Second avenue, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2538. Resolution authorizing the issuing of a warrant in favor of Max F. Currie in the sum of \$216.10 in full settlement of suit against the City at No. 367 of 1946 in the County Court of Allegheny County, for automobile damaged October 19, 1945, by Bureau of City Refuse truck on Bigelow Boulevard at Herron avenue, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2539. Resolution authorizing the issuing of a warrant in favor of Adelaide Franciscus and Charles Franciscus, her husband, in the sum of \$146.40 in full settlement of their claim against the City for personal injuries sustained by Mrs. Franciscus on October 24, 1946, on steps leading from Stanton avenue to McCandless avenue, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2540. Resolution authorizing the issuing of a warrant in favor of L. Luella Hogue in the sum of \$120.00 in full settlement of her claim against the City for porch cache at 4836 Ellsworth avenue damaged January 17, 1947, by Bureau of City Refuse truck, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2541. Resolution authorizing the issuing of a warrant in favor of Harry Adair in the sum of \$106.25 in full settlement of his claim against the City for parked automobile at 6750 Simonton street damaged May 19, 1947, by Bureau of City Refuse truck, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2542. Resolution authorizing the issuing of a warrant in favor of Clinton Roberts in the sum of \$37.00 in full settlement of his claim against the City for automobile damaged February 28, 1947, by patrol wagon on Wylie avenue at Trent street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2543. Resolution authorizing and directing the City Solicitor to satisfy sidewalk lien filed at M. L. D. No. 20 April Term 1946 against Barthemus Samul and Mary Samul, and charging the costs to the City for the reason that said sidewalk is below the level of the property and is of no benefit to the property.

Also

No. 2544. Resolution authorizing and directing the City Treasurer to

accept payment from the Housing Authority of the City of Pittsburgh of City taxes, at face, for those properties used for the Veterans Temporary Housing Projects.

Also

No. 2545. Communication from the City Controller submitting audit report of the Pension Fund of the City of Pittsburgh for the period from April 1, 1945 to March 31, 1947.

Also

No. 2546. Communication from City Treasurer transmitting statement of collection of delinquent taxes for period from May 16, 1947, to May 31, 1947; also statement of collection of accounts of the City Solicitor.

Also

No. 2547. Communication from the City Treasurer submitting report of deposits and market value of collateral security pledged by City Depositories to secure same as of May 31, 1947.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2548. Certificate of Emergency by the Mayor and the City Controller relative to employment of tractor and shovel operators in the Bureau of Highways and Sewers, Department of Public Works.

Also

No. 2549. An Ordinance amending a portion of Section 61, Bureau of Highways and Sewers, Department of Public Works, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Which were read and referred to the Committee on Finance.

Mr. McArdle presented

No. 2550. Resolution authorizing and directing the Mayor to execute a quitclaim deed for a vacant lot in the 28th Ward owned by W. L. and Philomena Skees, described as "Lot 25x100 Willoughby street No. 456 West Pittsburgh Terrace Plan" to Walter V. Skees.

Also

No. 2551. Resolution authorizing and directing the Department of Law to petition the court for the sale to Mary Varga all those certain lots or pieces of ground situate in the 27th Ward, being Lot Nos. 13 and 14 on Rodney street in the R. Fearnley and R. H. Gillford Plan for the sum of \$100.00, and upon confirmation by the Court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property.

Which were read and referred to the Committee on Lands, Buildings and Housing.

Mr. Wolk (for Mr. Weir) presented

No. 2552. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of miscellaneous equipment for the Department of Parks and Recreation, and for the payment thereof.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 2553. Petition for the vacation of Blair street, between Hazelwood avenue and a point approximately 478.48 feet southwardly therefrom.

Also

No. 2554. An Ordinance vacating Blair street in the 15th Ward of the City of Pittsburgh, between Hazelwood avenue and a point approximately 478.48 feet southwardly therefrom, abandoning a certain sewer located on Blair street, between said points, reserving to the City the right to enter upon said Blair street after vacation, and providing certain terms and conditions.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2555.

OFFICE OF THE MAYOR

June 6, 1947.

President and Members,
City Council,
Pittsburgh, Pennsylvania.

Gentlemen:

It is with much present satisfaction

in our rate of community progress, and with much hope for the future of our city, that I transmit the attached ordinance, which provides for the establishment of a parking authority in Pittsburgh.

The proposed ordinance carries out the purposes of the legislation which was successfully guided through the Assembly and which has now been signed by the Governor and thus enacted into law.

By passage of this ordinance, Council creates a Pittsburgh Parking Authority, whose five members will be appointed by the Mayor. The Authority will receive its charter from the Secretary of the Commonwealth.

The Pittsburgh Parking Authority will be charged with the responsibility of constructing and operating sufficient public parking facilities in the business districts of the city to relieve the congestion which now chokes our streets, dislocates our transportation, and undermines the values upon which our tax base depends.

Upon its establishment, the Authority will become an independent municipal corporation, utilizing its own credit, developing its own income, and outlining its own program and policies.

However, it must adhere to these objectives:

1. It must be self-supporting. Its income will pay for its expenditures, and no tax money will be used to subsidize it.
2. It must provide adequate parking at moderate cost.
3. It must locate and develop its facilities with public service as its first consideration.

Although the properties of the Authority will not be subject to taxation it is permitted and encouraged by the language of the statute to make payments in lieu of taxes to the City, the school district, and the county. It is my hope that the policy of the Authority will make these payments as high as their operations can support—with the hope of furnishing the approximate revenues now derived from the sites

upon which the Authority will build.

The successful execution of the parking authority's program will provide sufficient parking space to meet the needs of every business section of the city. It will make it possible to clear our streets of cars now illegally parked, to enforce offstreet parking regulations, and to speed the flow of traffic. It will make it possible to transact business easily and conveniently in Pittsburgh, and will help to guarantee our future prosperity as a center of trade and commerce.

I therefore request that your Honorable Body give prompt and favorable consideration to the enabling ordinance, so that the parking authority may obtain the advantage of an early start toward the solution of the many problems it will face.

Yours very truly,
David L. Lawrence,
Mayor.

Also

No. 2556. An Ordinance declaring the need for the creation of a Parking Authority, to function within the territorial limits of the City of Pittsburgh, signifying the intention of the City of Pittsburgh to organize such an Authority, and authorizing the proper officers to file Articles of Incorporation with the Secretary of the Commonwealth pursuant to the Parking Authority Law, approved June 5, 1947.

Also

No. 2557. Resolution authorizing the issuing of a warrant in favor of Lewis C. Keith in the sum of \$13.00, refunding amount paid for permit for plumbing plans and fixtures for a new house being built for William Beaver at the corner of Montclair and Tesla streets, 15th Ward, the contract with Mr. Keith having been cancelled before he did any of the plumbing work, and charging same to Code Account No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Also

No. 2558. Communication from Mrs. Sylvia S. Sales requesting that Reyner way be restored to its former

name of Matthews way.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2559. Communication from Edward W. Winston, Y. M. C. A., Center Avenue Branch, requesting that Herron Hill Park or the Herron Hill reservoir be included in the park band concerts.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Also

No. 2560. Communication from A. C. Johnson, attaching petition of merchants and property owners on Brownsville road, requesting the installation of parking meters on said Brownsville road, between Clifton street and the City Line at Brentwood Borough.

Which was read and referred to the Committee on Public Safety.

Also

No. 2561. Communication from R. A. Walker requesting Council to review adverse decision by the Department of City Planning with respect to Lot Nos. 424 and 425 on Keever avenue, which Mrs. Kalet desires to purchase for \$300.00.

Which was read and referred to the Committee on Lands, Buildings and Housing.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2562. Report of the Committee on Finance for June 3, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2504. An Ordinance entitled, "An Ordinance amending a portion of Section 1 of Ordinance No. 359, entitled, 'An Ordinance providing for a contract or contracts for equipment and appurtenances at Ross Pumping Station, and all work necessary in connection therewith, including engineering expenses, and appropriating

funds for the payment of the cost thereof,' approved August 30, 1946."

Which was read.

Also

Bill No. 2508. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$22,000.00 from Bond Fund 170-2 in the Department of Public Works for public improvements in connection with the County Aid Repaving Program."

Which was read.

Also

Bill No. 2509. An Ordinance entitled, "An Ordinance providing for a contract or contracts for certain public improvements hereinafter set forth, and for the payment of the cost thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2505. An Ordinance entitled, "An Ordinance transferring the sum of \$10,900 from C. A. _____, to C. A. 1750, Chemicals, in the Filtration Division, Bureau of Water, Department of Public Works."

In Finance Committee, June 3, 1947, bill read and amended in Section 1

and in the title by inserting in blank space the words, "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2503. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Babcock and Wilcox Company for \$882.91, and Bailey Meter Company for \$305.14, in payment for repairs to boilers at Ross Pumping Station for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 2513. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Fritz Kubitz in the sum of \$200.00 for

service rendered the Bureau of Building Inspection without previous authority of law."

Which was read.

Also

Bill No. 2517. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Apex Laundry, Inc., in the sum of \$2.47, the Upjohn Company in the sum of \$85.68, Pittsburgh Post-Gazette in the sum of \$20.16, Pittsburgh Sun-Telegraph in the sum of \$9.60, and the Pittsburgh Press in the sum of \$55.08, for supplies and services furnished to the Department of Public Health without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 2506. Resolution authorizing and directing the City Solicitor to join with the School Solicitor to satisfy 1942 City tax lien D. T. D. 6017 July Term 1944, against property at 218 Collins avenue, 11th Ward, formerly owned by Liberty Hunting and Fishing Club; the property having been purchased in November, 1941, by Trees-Carlisle Post No. 166, V. F. W., and authorizing and directing the Collector

of Delinquent Taxes to strike this charge from the Tax Books.

Which was read.

Also

Bill No. 2507. Resolution authorizing and directing the City Controller to set aside the sum of \$1,000.00 from Code Account No. 97, Celebrations, toward the payment of expenses for a South Side Veterans' Community Celebration on the Fourth of July, 1947, and authorizing the issuing of warrants drawn on said funds on vouchers approved by the Committee on Finance of Council.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher,	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Mr. Gallagher presented

No. 2563. Report of the Committee on Public Works for June 3, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2311. An Ordinance entitled, "An Ordinance widening Shadeland avenue from Woodland avenue to a point seventy-two feet southwardly therefrom and providing that the costs damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2510. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with Frank M. Corace, owner and developer, providing for the grading, paving and curbing, to include necessary drainage of Wenzell Place from Wenzell avenue to Wenzell avenue, the entire cost and expense to be borne by Frank M. Corace."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 2564. Report of the Committee on Public Service and Surveys for June 3, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2324. An Ordinance entitled, "An Ordinance granting unto W. D. George and Thomas Fitzgerald, solely as Trustees for Pittsburgh Railways Company, Debtor, a corporation in reorganization under Section 77b of the Bankruptcy Act, and their successors or assigns, the right to enter upon, use and occupy a portion of East Carson street and South Tenth street and Smithfield street and East Carson street and West Carson street in the City of Pittsburgh, for the purpose of constructing and operating connecting street railway tracks, subject to the terms and conditions herein provided."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
---------	---------

Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk (for Mr. Weir) presented

No. 2565. Report of the committee on Parks, Recreation and Libraries for June 3, 1947, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2519. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the services of bands to provide music in the public parks, and for other necessary expenses incidental thereto, and for the payment of the cost thereof."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 2566. An Ordinance declaring the intention of the City of Pittsburgh to acquire fee simple title to

the property known as the Diamond Market House, situate at the intersection of Diamond and Market streets, City of Pittsburgh; authorizing and directing the City Solicitor to proceed to acquire fee simple title to the said Diamond Market House property under the provisions of the Act of July 2, 1937, P. L. 2793, and authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to advertise for sale and to sell and convey the Diamond Market House property to the highest responsible bidder at public sale.

Which was read and referred to the Committee on Lands, Buildings and Housing.

Mr. Demmler:

Mr. President: While I was in Cleveland last week attending the Cleveland Symposium on Rat Control a letter was mailed to me, which is as follows:

"Mr. Walter R. Demmler

Councilman, City of Pittsburgh,

Care of Cuyahoga County Rat Control Committee

Cleveland, Ohio.

Dear Sir:—

Your trip to Cleveland, for the purpose you went, could have been avoided, if you just used your brain. I admit of course, politicians don't need brains, but they are good things to have and if you could only have thought that all Pittsburgh needs are lids on rubbish-garbage containers, and together with this big clean-up that is going on, the problem would be solved within a short time.

I do hope you will see what you can do, when you return, toward having a city law passed, compelling people to keep the containers covered and also have it enforced, not neglected like the one pertaining to sidewalks, particularly in the winter.

An East End Resident."

I wish to add to that letter that Ordinance No. 180 of 1915, Section 1, contains this sentence: "All garbage shall be placed in a separate can, said can to be water tight and provided with a closely fitting lid." I trust that the papers some time when it comes to

making an effort to put in force rat control that they will call particular attention to this old ordinance which should be and will be enforced.

Mr. Demmler:

Mr. President: I would also like to make this statement:

In today's issue of the Post-Gazette there appears a news item entitled, "Realtors Support Three Tax Bills." The second paragraph of this news item is as follows:

"Pittsburgh's schools need more money," Mr. MacDowell's statement said. 'Real estate is already overburdened. The passage of these three bills, to provide other sources of revenue for the schools, will be a step in the right direction toward relief of the real estate tax burden through broadening the tax base.'

Persons reading this news item will, in many instances, consider the taxes referred to as a necessary change to be made. They will fail to carefully consider and take time to figure out what it would cost them if these three bills are passed and become effective.

This news item is based on a statement, the complete text of which is published in the Pittsburgh Realtor for June 7, 1947. I quote from this statement as follows:

"We are firmly convinced, however, that if our Public Schools are to be put on a sound financial basis, they must have other sources of revenue than Real Estate taxes, which now bear the staggering burden of around 90 per cent of the total public school costs.

"This legislation is contained in three bills which provide for a Per Capita Tax, a Mercantile Tax and a Personal Property Tax.

"The Per Capita Tax Bill is listed as Senate Bill No. 742.

"The Mercantile Tax is listed as Senate Bill No. 852. It also applies only to the first-class school districts of Pittsburgh and Philadelphia.

"The Personal Property Tax is listed as Senate Bill No. 827.

"It is high time that we in Pittsburgh take steps to correct the de-

moralization in our tax system which today finds its beginning in the fact that in an industrial age we are still doggedly clinging to the archaic system of the Real Estate Tax as the principal maintenance source of our public schools and our municipal governments, despite the fact that the greater wealth is now vested in other sources of investments."

I, for one, disagree with Mr. MacDowell's statement that the Pittsburgh tax system is "demoralizing" and "archaic." The City of Pittsburgh does not have a real estate tax as generally levied. The Pittsburgh city tax is a separate levy on the land value assessment and a separate levy on the building assessment. Should this same system be applied to the Board of Public Education's revenues and to the County's revenue, Pittsburgh would then be a demonstration, in my opinion, of real taxation. I am convinced that land or location values in the city are made by the services rendered by the City, and that the schools make a direct contribution to these location values.

From my attendance at the four days' conference of the Municipal Finance Officers of the U. S. and Canada held in New York the last week of May, I am more than ever convinced that Pittsburgh has a good tax system and that we should not burden our citizens with the various nuisance taxes which are now being suggested and advocated. This is especially true regarding the taxes advocated by the Pittsburgh Real Estate Board.

The Chair introduced Mrs. Millicent Leech, Teacher, and class on Government of Westinghouse High School, who attended today's meeting of Council.

Mr. Stewart explained the procedure of Council to the Class and answered questions of the students.

Mr. Stewart presented

That the Minutes of Council of Monday, June 2, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Stewart

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI

Monday, June 16, 1947.

No. 23.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President
JAMES W. PATTERSON.....City Clerk
GEORGE BOXHEIMER Ass't City Clerk
Pittsburgh, Pa.,

Monday, June 16, 1947.

Council met.

Present:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Absent: Mr. Weir.

PRESENTATIONS

Mr. Demmler presented

No. 2567. An Ordinance transferring the sum of \$1,667.44 from C. A. 1757, 1760, 1762 and 1765 to C. A. 1758 and 1763 in the Bureau of Water, Department of Public Works.

Also

No. 2568. An Ordinance authorizing the issuance of a warrant in favor of John F. Casey Company in the sum of \$1,000.00 in payment for furnishing and installing a motor controller at Ross Pumping Station, for the benefit of the City without previous authority of law.

Which were read and referred to the Committee on Finance.

Mr. Duff presented

No. 2569. Resolution authorizing and directing the City Solicitor to satisfy lien at D. T. D. 6048 October Term, 1944, erroneously filed against J. W. Kell for \$2.30, 1942 water charge at 1115 Woodbourne avenue, 19th Ward, and authorizing and directing the Collector of Delinquent Taxes to strike off the books 1942 water charge of \$2.30 against Katherine Orient, which charge is uncollectible.

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2570. An Ordinance transferring \$1,250.00 to Code Account 1643, Wages, Temporary Employees, April to June, from Code Account 1645, Wages, Temporary Employees, October to December, both within the Bureau of Highways and Sewers, Department of Public Works.

Which was read and referred to the Committee on Finance.

Also

No. 2571. Petition for the grading, paving and curbing of Shadycrest road, from Shadycrest drive to the south line of Shadycrest Village No. 2 Plan.

Also

No. 2572. An Ordinance authorizing and directing the grading, paving and curbing of Shadycrest road, between Shadycrest drive and south line of Shadycrest Village No. 2 Plan, including other work incidental thereto and, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against

and collected from property specially benefited thereby.

Also

No. 2573. Petition for the grading, paving and curbing of Shadycrest Court, from Shadycrest road to the southerly terminus.

Also

No. 2574. An Ordinance authorizing and directing the grading, paving and curbing of Shadycrest Court, from the southerly terminus thereof, to Shadycrest road, including other work incidental thereto and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2575. An Ordinance changing the lines of, opening and widening Allender avenue, from Banksville avenue to a point 404.86 feet south of Hayson avenue, vacating portions of the present Allender avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2576. Resolution consenting to the relocation of State Highway Legislative Routes in the North Side District, L. R. 70 and L. R. 246 to be relocated on West Ohio street, from Merchant street to Brighton road, and on Western avenue, from Brighton road to Chateau street, instead of present used route over Merchant street, Ridge avenue, Reedsdale street and the section of Galveston avenue, from Ridge avenue to Manchester avenue, and authorizing the Mayor and the Director of the Department of Public Works to sign and approve plans prepared by the Secretary of Highways and approved by the Governor, showing the new location of State Highway Legislative Routes 70 and 246 over City streets as outlined herein.

Also

No. 2577. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheet Z-S10-O, .

by changing from an "A" Residence and Second Area District to a Commercial and Third Area District, all that certain property at the southeast corner of Realty and Coast avenues, having frontages of 60 feet and 115 feet, respectively.

Also

No. 2578. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E15, by changing from an "A" Residence District to a Commercial District, Class "A," all that certain property bounded by Centre avenue; North Neville street; a line parallel with and distant 100 feet southwardly from Centre avenue and Melwood street.

Which were severally read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 2579. An Ordinance transferring \$25,584.00 from Code Account No. -----, to the following Code Accounts, Bureau of Traffic Planning, Department of Public Safety:

Code Account No. 1488, Salaries,	
Regular Employees-----	\$ 5,500.00
Code Account No. 1489, Wages,	
Temporary Employees-----	4,584.00
Code Account No. 1490, Miscellaneous Services-----	6,000.00
Code Account No. 1494, Materials-----	800.00
Code Account No. 1496, Equipment-----	8,700.00
	\$25,584.00

Also

No. 2580. An Ordinance providing for the letting of a contract or contracts for the purchase of six trucks and one automobile for the Bureau of Traffic Planning, Department of Public Safety, and for the payment of the cost thereof.

Also

No. 2581. An Ordinance supplementing Section 49, Department of Public Safety, Bureau of Traffic Planning, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all department of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Also

No. 2582. An Ordinance providing for the letting of a contract or contracts for the replacement of the ramp to the second floor of the City-owned building at 617 Second avenue for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Also

No. 2583. An Ordinance transferring the sum of \$1,500.00 from Code Account No. 1461 to Code Account No. 1464, Bureau of Fire, D. P. S.

Which were severally read and referred to the Committee on Finance.

Also

No. 2584. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Safety to extend the lease between the City of Pittsburgh and the Gamewell Company of Pittsburgh for the leasing and rental of fire alarm and equipment in the North Side Temporary Fire Alarm Office at Arch and Erie streets, and providing for the cancellation of said lease.

Which was read, and referred to the Committee on Public Safety.

Also

No. 2585. Resolution authorizing and directing the Delinquent Tax Collector to exonerate the City taxes assessed against J. Aufderheide, et al., Trustees of the Stanton Heights Evangelical Church of Pittsburgh on property located on Stanton Court, West, 10th Ward, for the years 1934, \$75.40; 1935, \$75.40; 1936, \$75.40; 1937, \$75.40; 1938, \$75.40; 1939, \$75.40; 1940, \$84.18; 1941, \$84.18; 1942, \$82.35, and to satisfy the liens of such taxes, and charging the

costs to the City, for the reason that said property has been used for church purposes during those years and was exempt from taxation and is presently exempt.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 2586. An Ordinance providing for a contract or contracts for the repairs, improvements and alterations to the building and its mechanical equipment at S. 10th Street and Bingham street, in the South Side, now known as the H. W. Oliver Bath House, and for the payment of the costs thereof.

Which was read and referred to the Committee on Finance.

Also

No. 2587. Resolution authorizing and directing the Law Department to petition the court for the sale to Mary P. Cannon all those certain lots or pieces of ground situate in the 26th Ward, being part of Lot No. 115 and Lot No. 116 on Gould avenue in the Dunlap Plan for the sum of \$300.00.

Also

No. 2588. RESOLVED, That the Mayor, on behalf of the City, is hereby authorized and directed to join with the County and School District, on the one part, and the following persons on the other part, in separate agreements for the sale of the following real estate free and clear of all encumbrances for the following sums, and upon receipt of the sums set forth in the agreements, to execute and deliver deeds for the interest of the City in the following real estate:

Property	Successful Highest Bidder	Gross Amount	Commis- sion	Net Amount
Harvey Worthington 1430-1432 Fifth avenue Lot 40x75 Two 3-story brick buildings.	Louis Rubin 922 Chislett street	\$18,750.00	\$ 937.50	\$17,812.50
John C. Reilly 1612 Fifth avenue Lot 20.75x120 3-story brick building 3-story brick building (rear)	A. Lebarty and L. Weisberg 1629 Fifth avenue	11,000.00	None	11,000.00

Amella Malcolm 941 Penn avenue Vacant lot 29.60x160	Ray Epstein 5260 Center avenue	16,650.00	832.50	15,817.50
Island Realty Co. 933-937 Penn avenue Lot 60x160 8-story brick building.	S. A. Schwartz 5726 Beacon street	77,600.00	2,728.00	74,872.00
John Gobos 10-12 Smithfield street Lots 20x90—20x70 Two 3-story brick buildings.	Edward A. Early 326 Third avenue	35,010.00	None	35,010.00
Kate Coyne 2304 Fifth avenue Lot 20 x avg. 78 2-story frame dwelling 2-story frame dwelling (rear).	Karl Laps 2313 Fifth avenue	3,600.00	None	3,600.00
Harry B. Block 96 Courtland street Lot 26.91x65.07 2-story brick veneer dwelling.	Harry B. and Lena Block 220 Flowers avenue	2,100.00	None	2,100.00

Which were read and referred to the
Committee on Lands, Buildings and
Housing.

Mr. Wolk (for Mr. Weir) presented

No. 2589. Certificate of Emergency signed by the Mayor and the City Controller with respect to the transfer of \$5,500.00 within the Department of Parks and Recreation for Weed Control.

Also

No. 2590. An Ordinance transferring \$2,500.00 to Code Account 1817, Central Division, Wages, Temporary Employees, and \$3,000.00 to Code Account 1827, Forestry Division, Wages, Temporary Employees, from Code Account 1815, Weed Control, all within the Department of Parks and Recreation.

Also

No. 2591. An Ordinance transferring \$1,000.00 from Code Account 1010, All Nations Independence Day Celebration, to Code Account 1801, Miscellaneous Services, Department of Parks and Recreation.

Also

No. 2592. An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract of employment with architect or architects for archi-

tectural services in connection with the construction of a conservatory in West Park, North Side, and appropriating funds for such architectural services.

Which were severally read and referred to the Committee on Finance.

Mr. Wolk presented

No. 2593. Communication from Mrs. Bessie Jones, 15 Chauncey street, relative to sewer not being cleaned in vicinity of Mahon and Chauncey streets.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 2594. Resolution authorizing the issuing of a warrant in favor of Mrs. Alice Reynolds in the sum of \$5.00, refunding fee paid by her husband, William P. Reynolds, for a Journeyman Plumber's license, which was not obtained, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2595. Communication from John C. Nock offering \$85.00 compromise of \$136.90 indebtedness on property at 920 James street.

Also

No. 2596. Communication from T. J. Garvey, Business Representative, Sheet Metal Workers' International Association, Union No. 12, advising Council of new wage for Sheet Metal Workers employed by the City.

Which were severally read and referred to the Committee on Finance.

Also

No. 2597. Communication from Mr. and Mrs. Karl Miller, 766 Oakville street, R. D. No. 1, Homestead, Pa., requesting relief of a drainage condition on Mapledale street.

Also

No. 2598. Communication from the Department of Public Works submitting report of streets repaired by the Asphalt Division, Bureau of Highways and Sewers, covering the period beginning May 19, 1947 and ending May 31, 1947.

Also

No. 2599. Petition of residents and taxpayers on Eiler avenue, 29th Ward, requesting construction of a hard surfaced black top road on said avenue.

Which were read and referred to the Committee on Public Works

Also

No. 2600. Communication from G. W. Payer requesting a lease of a small part of West Park, North Side, for the renting of bicycles.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Also

No. 2601. Petition of residents of Oakland avenue protesting against parking situation at 315 Oakland avenue.

Which was read and referred to the Committee on Public Safety.

Also

No. 2602. Communication from William J. Carver, President, Pittsburgh Market Men's Protective Association, requesting a public hearing relative to the sale of the Diamond Market House.

Also

No. 2603. Communication from

William H. Carver, President, Pittsburgh Market Men's Protective Association, protesting against the passage of Bill No. 2566, An Ordinance declaring the intention of the City of Pittsburgh to acquire fee simple title to the property known as the Diamond Market House, and requesting a hearing thereon.

Also

No. 2604. Communications from Marie E. Elliott; Mrs. E. C. Hoefer; W. Wendler and Dorothy L. Brickley protesting against the sale of the Diamond Market House.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2605. Report of the Committee on Finance for June 10, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also

Bill No. 2548.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of May 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, as construed by the Supreme Court of Pennsylvania in the case of Cummings, et al., vs. City of Scranton, 348 Pa. 538, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and,

WHEREAS, Ordinance No. 501, approved December 28, 1946, appropriates funds for the year 1947 for the payment of wages for employees in the Department of Public Works, Bureau of Highways and Sewers; and

WHEREAS, The Director of the Department of Public Works in a letter dated May 19, 1947, stated that it was necessary to employ certain employees for more man days than was provided for, for the following reason:

Due to the present grading of playgrounds for the Department of Parks and Recreation and also because of necessary work for the Bureau of Refuse at the Sanitary Fill in the 28th Ward, it is necessary to employ tractor and shovel operators from the Department of Public Works, Bureau of Highways and Sewers, to do the work. As a result of this situation, work in the Bureau of Highways and Sewers is necessarily delayed and will have to be done at a later date, thereby making it necessary to employ the men now engaged more days than specified in the salary ordinance.

And such appears as good and sufficient reason to impel the certification of an emergency under the circumstances.

NOW, THEREFORE, We, David L. Lawrence, Mayor of the City of Pittsburgh, and J. J. Sloan, Deputy Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh, the existence of an emergency requiring the employment of certain tractor and shovel operators in the Bureau of Highways and Sewers, Department of Public Works, for more man days than set forth in the aforesaid ordinance.

DAVID L. LAWRENCE,
Mayor.

J. J. SLOAN,
Deputy City Controller.

Dated:

May 29, 1947.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2549. An Ordinance entitled, "An Ordinance amending a portion of Section 61, Bureau of Highways and Sewers, Department of Public Works, of Ordinance No. 501, approved December 28, 1946, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof'."

Which was read.

Also

Bill No. 2552. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for

the furnishing and delivery of Miscellaneous Equipment for the Department of Parks and Recreation, and for the payment thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2556. An Ordinance entitled, "An Ordinance declaring the need for the creation of a Parking Authority, to function within the territorial limits of the City of Pittsburgh, signifying the intention of the City of Pittsburgh to organize such an Authority, and authorizing the proper officers to file Articles of Incorporation with the Secretary of the Commonwealth pursuant to the Parking Authority Law, approved June 5, 1947."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Demmler:

Mr. President:—Under remarks, I would like to put on the record my position regarding the Parking Authority bill.

In the meeting of the Finance Committee held Tuesday, June 10, 1947, consideration was given to Bill No. 2556, which is now before Council for passage. At this Committee meeting I stated that I believed a bill of this importance should be given a public hearing. Since the Committee took affirmative action on this bill, I will now state my position for the record.

The passage of the ordinance before us will start making effective the creation of the Public Parking Authority of Pittsburgh. The legislation for the creation of this Authority was introduced in the House at Harrisburg on March 4, 1947, and passed third reading on May 5th, and was defeated on the same day by a vote of 71 to 113. The vote was reconsidered on May 6th, and action postponed to May 12th, on which day it passed third reading. Final passage was on May 13th, by a vote of 186 to 4. It would be of great interest to know how this change of vote was brought about.

The problems of traffic and parking are common to all cities, and are crying and pressing for a solution. My file on this question dates back to 1935, when I was Chairman of the Public Service and Surveys Committee. These problems have been before Council continually.

I do not believe that the providing of parking for the private automobile is a municipal function. The claim is made that the providing of parking facilities is an extension of the street system. To this claim I do not subscribe. Should it be true, then parking facilities should be provided for by bond issue and maintained by tax funds.

It has been stated that parking facilities cannot be provided at a reasonable cost unless there be a partial tax exemption and tax-free bonds can be issued. If these same inducements would be offered to private enterprise I feel sure the same reasonable cost can be secured.

Legislation had to be secured to enable the City to create a Public Parking Authority. Legislation could also be secured to give inducement to private enterprise to provide parking facilities.

I will vote No on the bill before Council.

Mr. Leonard:

Mr. President:—Also on Bill No. 2556, I seem to agree with Mr. Demmler in his remarks that this bill should be referred to the Committee on Hearings. On the other hand, I don't want to be misconstrued that I am not in favor of the Parking Authority if it is going to help alleviate the traffic and parking conditions in downtown Pittsburgh and otherwise. But in looking over the legislation and finding out that the City of Pittsburgh is going to pass an ordinance creating an authority with such powers, and I don't think, in reading the ordinance, that any authority, whether it be sewerage or housing or so on, is going to have the authority of this municipal parking authority. I think you men of legal minds will agree with that. That it is very broad. I don't say you have to or I don't say you haven't met on this, but I do say it is wrong that this bill, giving the power of eminent domain and right of condemnation and the right of condemning of anything, that it is right that it be passed without laying it before the public in an open, public hearing and open to the press. You all know how I feel, I am a strong advocate of open debate and open hearings.

Now, speaking as a member of Council, I want to state first the reason I wasn't here last Tuesday. I had an appointment with a committee in the State Legislature and I had to go to Harrisburg for the Public Housing Authority of Allegheny County, is the reason I was not here. But I am warning you, don't attempt to pass this kind of an ordinance without a public hearing. I am a member of Council, and this is the first time I have heard a discussion on this public parking authority bill. I don't know legally whether you have a right to pass this bill without a public hearing and I am not saying that I will vote against it. I would like to believe that this is the answer to the traffic problem. I can't stand up here and say it is not going to help traffic or it is interfering with traffic. I am only a little Councilman here and it is pretty hard for somebody to vote on something that costs \$35,000,000 if he is a defender of open debate and refuses to sit behind closed doors when a \$35,000,000 corporation is being discussed. I don't want to sit in this

Council and vote on this until I am familiar with all the details I think I am right, and I am saying for the record, I am for an authority but I would like to know more about it, and I think that can be done if some one will give me a little of the details. I haven't discussed it with any member of Council. I am depending on an open debate, open hearing. If I had been here last Tuesday I would have had an opportunity to discuss it. It may be my fault that I am not more familiar with it because I have refused to attend conferences between the Mayor and City Council. I give you my reasons because they are closed to the public and closed to the press.

The Chair:

When this bill was discussed in Committee last Tuesday, Mr. Demmler explained his dislike of authorities by stating that we were not on a solid basis, as he put it, in creating them. I join in that dislike, but I am going to vote for this bill which creates a Parking Authority. I voted for the creation of the Housing Authority. We all did. The Urban Development Authority, created in this Chamber several months back received all our votes. So did the Allegheny County Sanitary Authority. We created it by unanimous vote. It thus appears from our recorded votes that we all favor the authority method of doing business. Yet I know that there isn't a man in this Council who would vote to create an authority to do anything that private enterprise was willing and able to do. As a public official, I subscribe to the philosophy contained in the phrase "The least governed are the best governed." Authorities set up a sort of a quasi government and I do not like them. I do not want government to do anything for the people that it does not have to do. I would vote to abolish the Fire Department if people would put out their own fires. We wouldn't need city hospitals if private enterprise satisfactorily filled the needs of our sick. The City is in the business of providing recreation for children because private enterprise cannot do it satisfactorily and because recreational facilities for children must be provided. By the same token, our Housing Authority is in the business of providing homes for people of low-income because private enterprise

cannot do it satisfactorily and because homes for people of low incomes must be provided.

I think we all feel as Mr. Demmler feels about the creation of an authority, be it parking or something else. Today he adds to his argument the suggestion that private enterprise could satisfactorily attend to our parking needs if it were given tax exemption. I could agree with him. But he is whistling down the wind when he makes the suggestion. The Constitution and the law are opposed. It is a waste of time for us to probe the idea. But what a field day of favoritism and horse-trading is going to be held when City Councils are given the power to financially aid selected groups of private enterprise! I hope the law stays as it is. Nor do I care whether or not parking is to be considered an extension of our street system. All I know is that our streets are becoming dreadfully crowded, particularly downtown, with automobiles that have no place to park. It is going to get worse, and good judgment and discretion ought to tell us that we should begin moving. We all know that private enterprise has not done and will not do the job. We are not moving recklessly and quickly on a new venture. This is an excellent City Council. Careful, conservative, a little slow to act, perhaps, until we see how new ideas work out in other cities.

Madison, Wisconsin, has set up a Board of Parking Commissioners, using a bond issue of \$400,000. Little Madison, Wisconsin, has spent \$400,000. You know what Philadelphia has done. Philadelphia has gone into the parking business. Mr. Demmler has intimated he would follow the Philadelphia pattern. We all know Philadelphia can do that. Philadelphia has recently imposed a wage tax which nets \$20,000,000 a year. It seems to me that the only way is by wage and sales tax and we would be able to go into parking, but in the absence of that revenue it is futile. We don't have the money. But the main basis of my argument is there. Herrington, Massachusetts, has created two parking lots, two blocks in size. Minneapolis has suggested the establishment of 20 double-deck parking lots at an estimated cost of 12 million dollars. San Francisco, Mr. Gallagher

has been in San Francisco and reported what San Francisco is doing and what it has done. It has voted itself to the expenditure of 75 million dollars. New York City—the New York City Board of Trade has asked the Board of Estimates to provide 75 thousand dollars for a study of the practicability of underground garages and newspaper statements give the warning that City officials are committed to parking because private enterprise has not done a lot in aiding the job. Chattanooga is committed to the proposition of public parking. Boston is now considering a number of cities for off-street parking. An Oklahoma City, White Plains, Dallas, Fort Worth and San Antonio—in other words, from the information we have 345 cities are all committed to the proposition which th's Council is now considering.

Mr. Leonard has requested a public hearing. I do not think a public hearing is necessary but this Council so far as I know, has never refused such a request, particularly from a fellow-Councilman.

In my opinion, a public hearing will serve no purpose except to give someone an opportunity to make a speech.

City Council, the administration and the people of Pittsburgh have been fully informed about this bill. It is not an administration bill. It is of the Pittsburgh package. It was originally sponsored by a non-partisan group consisting of some of the most prominent and influential men in the City. This group discussed the idea with many people before it sponsored it. Everybody was invited to advance suggestions. The City knew all about it. Then legislation was prepared and sent down to Harrisburg. It was discussed on all the front pages of our newspapers. Arguments pro and con were exhaustive. I do not think that one new or novel argument can be made at any public hearing. We are going to pass this bill at our first formal meeting after the hearing, but in spite of all this, Mr. Leonard does not need to make any fight for a public hearing. It will be granted.

I think I should say something about secret conferences as discussed by Mr. Leonard. As I have said, this bill is not the result of any secret conferences, par-

ticularly any secret conferences held by City officials. As a matter of fact there has never been a secret conference between Mayor Lawrence and City Council during his administration. How can anyone term a conference secret when he is invited and refuses to attend? But granting the point, why should any of us deny to the City government any advantage that might result from private discussions? We all know that private enterprise could not properly conduct its affairs without private discussions. I have invited Mr. Leonard again and again to attend our conferences. He is a good Councilman. He has had some experiences which I have not had and I miss his expressions on the matters which we discuss. But, of course, he will conduct himself as he sees fit.

There was really no intensive discussion of this bill in conference between the Mayor and Council. We all understood it and there was no need for exhaustive discussion. It was formally presented in Council last Monday with a message from the Mayor, which was read. It was discussed in Committee last Tuesday. It was given considerable publicity in the public press. No one asked for a public hearing in our Committee discussion. Mr. Demmler made some casual remark which the newspapers interpreted as a demand for a public hearing. I did not so understand his comment and requested him to state whether or not his discussion was to be interpreted as a request for a public hearing. I stated categorically that if he requested a hearing it would be granted. He did not make such a request. I have received no letters from the general public requesting a hearing. At this moment I will give any member of Council the privilege of interrupting me to state that he has received any requests for a public hearing. There is no response. No Councilman is interrupting me. So, gentlemen of Council, this really is the first time that we are being requested to grant a public hearing.

Are you asking for a public hearing, Mr. Leonard?

Mr. Leonard:

That is right. I was away Monday when that bill was introduced and I told you that I never dreamed that

the bill was coming out of Committee without a public hearing. It is true maybe that we didn't get requests. Mr. Chairman, I think I am within my rights. Maybe nobody will show up, but I am trying to find out what it is all about. I repeat it is costing about thirty-five million dollars. I am for representation and free speech for anybody who is for or against it. These Council bodies that you have read, I bet you every one of them had a public hearing and discussion before they gave the right of eminent domain. I read in the paper the only thing I know, that Demmler had asked for a public hearing or was going to ask for a public hearing. Of course, I am not going to take up his argument, but that is the way I feel about it. This bill should not be passed in Council until there is a public hearing.

Mr. McArdle:

Mr. President:—I hate to get up and say anything about this bill but this thing is getting into such a shape. Parking authority is going to be something new. The parking authority bill was one of the Pittsburgh package bills recommended to the State Legislature by the Mayor and Council of the City of Pittsburgh to help meet the parking problem that there is in the City. In the Legislature public hearings were held and according to Mr. Demmler, the bill was reconsidered and public hearings were held on it and it was passed, and now it is signed by the Governor. A few years ago there was a great hullabaloo for housing authority. Why? Because Mr. Leonard and a lot of people like him felt that there should be low-cost housing. This Council and the Mayor voted to create such an authority, and the Board of County Commissioners created an authority and Mr. Leonard was made the Chairman of that Authority. That authority has the right that the parking authority has. The only difference is that the City and County Authorities in their infancy were financed by the County to get started, whereas, I understand this bill prohibits absolutely any help from the taxpayers' money. That was not the condition in the County, the Authority that Mr. Leonard is a member of. They went and built houses in competition to private industry. I happened to be in a position to vote for appropriations for the low-

cost housing and also defense housing and also was instrumental in getting some money for this locality when I was a member of Congress. The parking situation for the City of Pittsburgh is just as serious so far as traffic is concerned as the housing situation was then so far as the people who did not have houses. So far as eminent domain is concerned, both the City Housing Authority and the County Housing Authority have exercised it. So far as public hearing is concerned. Last week it was discussed here and there was nobody asking for a public hearing. Mr. Demmler—I don't say he didn't demand, he doesn't have to demand, he didn't ask. I think if the newspapers are quoted correctly on what went on at Harrisburg, they can find out who was against the parking authority. Certainly I don't think there should be a parking authority if private industry would come in and build garages or build parking lots, but it has been proven that they won't do it. Take any garage in the City of Pittsburgh or any parking lot in the City at the time when Mr. Leonard comes to town and you can't get in them. The housewife can't get into a parking lot or parking garage if she comes to town after she sends the children to school or comes to town in the afternoon, and that has been going on for the last year, and what is the City going to look like when the people who have deposits on new automobiles get the automobiles? I say, if the private industry would do its job then there would be no need for an authority but it is proven beyond a shadow of a doubt that they won't do it, and that is the reason. This is not an administration bill. This is not the Mayor's bill. This is not City Council's bill. It is one of a group of things that the Allegheny County Conference, after careful study, has recommended be done in the City of Pittsburgh, giving the Mayor the right to appoint an authority. As far as a public hearing is concerned, I am not fearful of a public hearing. The fact of the matter is that it was passed out of Committee that if there was a request for a public hearing a public hearing would be granted. It isn't the result of any star chamber session. It isn't the result of anything done behind closed doors. It has been openly discussed in the public press from Harrisburg and has been discussed in the

public press since the bill was here last Monday. This bill has run through the same routine as any other bill has gone through.

Mr. Gallagher:

Mr. President:—I am going to vote in favor of this ordinance creating a parking authority for the simple reason that private enterprise knew this problem was confronting the City of Pittsburgh for the last several years and private enterprise at no time has offered a solution. I have seen what has been done in several cities of the United States in coping with the parking problem, and to my mind the parking problem in the City of Pittsburgh is very serious and detrimental to the progress of the City. As I said in Committee, a lady came here from Sharon and she rode around this city and she had to go back to the South Side and park her car and come back on the street car to do some shopping in the large stores. There has been a lot of publicity and anybody who reads knows that there was very stiff opposition to the bill in the Legislature and finally there were enough votes secured because it was pointed out how detrimental the parking situation is in the City of Pittsburgh. I am a firm believer in free-speech and free assembly and I think every man is entitled to it, and at no time have I voted against a public hearing, and yet it has been intimated today that if we would give private enterprise a chance that we are giving the parking authority that private enterprise would come in and do the thing that we are letting the parking authority do. I resent that part of it to put the members of Council behind the "eight-ball," and on several occasions we sit down and come to an agreement and then somebody seeking publicity comes in with a prepared statement, and he is putting seven or eight members behind the "eight-ball" when he does it. I think anybody, whether they be pacifist, communist or what, they have a right to their opinion. I am going to vote for the Parking Authority because private enterprise has fallen down on the job and is not trying to correct conditions.

Mr. Stewart:

Mr. President:—I am not clear

whether Mr. Demmler has requested a public hearing, and I would like to know that. Is it your desire to have a public hearing on this matter?

Mr. Demmler:

Mr. President:—I wish I had before me my remarks I had made in Committee. Last Tuesday I stated that until the bill was presented to Council last Monday with a letter from the Mayor, this matter had never been before City Council officially, and for that reason I had refrained from making comment about this parking authority bill. I stated that I had stated months and months ago my position when this matter was presented. I have stated at various gatherings since but have refrained of taking the matter before Council because it had never been officially before Council and I stated in the conference last Thursday that while I think there should be a public hearing on the bill, since it was confirmed in Committee I am not asking for a hearing.

Mr. Leonard:

Mr. President:—To keep the record straight, I am asking for a public hearing. I am at least finding out something. Mr. McArdle stated about all the hearings in the Legislature and the broad powers of the authority and so on. I agree with that. Maybe because I know a little bit about authorities, that is the reason I want a hearing. I am a Councilman. I don't know anything about it. I am only a little guy. I enjoyed the debate this afternoon, and if I hadn't raised the question it would have passed the same as posting a sign down on Grant street, the only difference the sign would cost nine dollars and this is a thirty-five million dollars proposition. In the State Legislature it is true the bill went in and the Legislature passed the amended bill back and forth, but in all that they were holding hearings open to the public. I am not standing up here opposing the parking authority. I am not opposing it. I am not in a position to vote Yes or No, although I am a strong advocate of a municipal parking authority. I know that something has to be done about parking conditions, and at the same time, maybe somebody don't believe in what we are trying to do. I

have found out more in the last twenty minutes that the whole time the bill has been before us.

Mr. McArdle:

Mr. President:—He didn't certainly find out anything about this bill from what has been said here.

Mr. Leonard:

I did. You explained it.

Mr. McArdle:

I didn't explain anything. I said private industry wouldn't meet the problem and in fact they didn't in housing. So far as this bill is concerned, that is something you should have found out a long time ago, if you were interested in it. But I quite understand why it is all right to create an authority under some auspices meeting the same public requirements and it is all wrong to create this one.

Mr. Leonard:

Mr. President:—I didn't say it is all wrong. I merely asked for a public hearing.

Mr. McArdle:

If you will explain why—you could have made that request at any time at all. Mr. Demmler, who opposed the bill was asked if he wanted a public hearing. There was no question about a public hearing being granted if anybody wanted it. But this business of star chamber sessions, of public hearings and of conferences behind closed doors, that isn't the thing that happened, and of course, everybody has a right to change their minds. So far as spending thirty-five million dollars is concerned, do you know it is thirty-five million dollars? I don't know it is thirty-five million dollars or two or three. My understanding is, and I got it from the newspapers, that they will sell bonds. It isn't coming out of the taxpayers' money. The City of Pittsburgh cannot sell bonds and cannot stand to go into this business themselves. If there is anybody here that thinks the Council can sell bonds and add on to the taxpayers' expenses then why don't they come forward with that plan and maybe we will abandon the idea of the authority. But it cannot be done, and the authority isn't going to

cost the taxpayers of the City of Pittsburgh a dollar. The authority will sell bonds the same as any other authority sells them and will finance themselves and this authority will be a convenience for the motoring public and will help alleviate the traffic situation in the City of Pittsburgh which will make it possible for the fire department apparatus to get to a fire. That is what the Parking Authority will do.

Mr. Stewart:

Mr. President: I think it might be worth while to consider why we have a public parking ordinance. First, we have a hearing when some member of the public requests it or when several members of the public request it. We have had no such request. In the second place we may have public hearings when Council feels the need to be informed. No member of such feels any such need, and Mr. Chairman, Mr. Leonard can find out better about this if he will take the trouble to read it. I see no purpose in having a public hearing.

Mr. Leonard:

Mr. President: Maybe I differ with my colleague, Mr. Stewart. I think I am a representative of the people. This is not a private institution, and the housing authority will not be a private institution whether public funds or taxpayers' funds are involved or not. The people are involved in this authority appointed by the Council and the Mayor to represent the people and any member of Council has the right to come in and request a public hearing. I know there are members of Council who get up and see how much they can knock me down. I am pretty tough and will knock back. I have been in this Council a good while and Mr. Stewart has been with the City a good while and he might have been the City Solicitor and might have been a lawyer but by God he can't take away my prerogative until next January 1st, and I think it is my right to ask for a hearing on a bill that creates an authority. Every time I get up here I start getting the "business." I like that because it gives me a chance to give the "business" back.

Mr. Wolk:

Mr. President: I am not going

to discuss the matter before us. I agree that anybody who wants a public hearing can get it with my vote. I do want to discuss a matter which has come up so frequently criticizing eight members of Council for attending conferences with the Mayor in private, which I feel, I don't care what other members feel, is a duty on my part to attend, and when I am absent from those meetings I feel I have neglected my duty just as much as being absent from this meeting. What I am going to do today is read from the Statute of Pennsylvania on the subject, a portion of the Act of 1911, amending the Charter Act:

"Conferences of the Mayor and Council jointly, for the purpose of discussion of the business or legislation of the municipality, may be called at any time upon the request of either the Mayor or Council."

The point I want to make, it is the duty of us to attend these conferences when called by the Mayor and it is the duty of the Mayor when called by the Council. Immediately following is Section 12 of the Digest:

"All sessions of the Council and of all committees and sub-committees thereof, shall be public. No ordinance or resolution shall be passed finally on the day of its introduction, except in case of public emergency, and then only when requested by the Mayor and approved by the affirmative votes of all of the members of Council present."

When it refers to public sessions it refers to the sessions we have in committee around the table. It doesn't refer to the separate section that speaks of conferences between the Mayor and Council which can be called by either. I say we ought to emphasize once and for all that the conferences we attend are just as much a part of public business even though they are held in private as the sessions we attend out here. We don't pass any bills in those conferences. Every matter must come before committee and be passed here in the last analysis, and I hope that the newspapers will say once and for all that these conferences are perfectly legal in every respect, and as far as I am concerned personally, it's my duty to at-

tend them.

The Chair:

I think we have pretty well exhausted the subject.

Mr. Leonard moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 2395. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the repaving and/or otherwise improving of Heinz street, East Ohio street, and Thirty-second street, and for the payment of the cost thereof."

In Finance Committee, June 10, 1947, bill read and amended in Section 1 by striking out the words, "Bond Fund No. 170, General Public Improvement Bonds 1946 Series A," and by inserting in lieu thereof the words, "Bond Fund No. 177, Resurfacing City Streets," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't.).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2470. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of the Pittsburgh Auto Equipment Company in the sum of \$129.78, et al., for automotive parts, typewriter ribbons, blueprinting, electroplate, textbook, for the Department of Public Works, Department of Public Health and Department of Public Safety, without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler,	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2543. Resolution authorizing and directing the City Solicitor to satisfy sidewalk lien filed at M. L. D. No. 20 April Term, 1946, against Barthemus Samul and Mary Samul, and charging the costs to the City of Pittsburgh, for the reason that said sidewalk is below the level of the property and is of no benefit to the property.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2534. Resolution authorizing the issuing of a warrant in favor of Ellsworth Green, in the sum of \$161.00 in full settlement of his claim against the City for automobile damaged March 26, 1947, by Bureau of City Refuse truck on Sixth Avenue at Court Place and Wylie Avenue, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2535. Resolution authorizing the issuing of a warrant in favor of J. S. R. McFall in the sum of \$171.00 in full settlement of his claim against the City for automobile damaged November 29, 1946, by Bureau of City Refuse truck on Liberty avenue at 11th street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2536. Resolution authorizing the issuing of a warrant in favor of Duquesne Light Company in the sum of \$178.84, in full settlement of its claim against the City for light pole damaged July 20, 1946, by Bureau of City Refuse truck on Liberty bridge approach near Forbes street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2537. Resolution authorizing the issuing of a warrant in favor of Lloyd's Dry Cleaners in the sum of \$213.28 in full settlement of claim against the City for loss of labor and electrical repairs necessitated February 12, 1947, when Bureau of City Refuse truck broke heavy conduit line leading to its plant at 4918 Second avenue, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2538. Resolution authorizing the issuing of a warrant in favor of Max F. Currie in the sum of \$216.10 in full settlement of suit against the City at No. 367 of 1946 in the County Court of Allegheny County, for automobile damaged October 19, 1945, by Bureau of City Refuse truck on Bigelow boulevard at Herron avenue, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2539. Resolution authorizing the issuing of a warrant in favor of Adelaide Franciscus and Charles Franciscus, her husband, in the sum of \$146.40, in full settlement of their claim against the City for personal injuries sustained by Mrs. Franciscus on October 24, 1946, on steps leading from Stanton avenue to McCandless avenue, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2540. Resolution authorizing the issuing of a warrant in favor of L. Luella Hogue in the sum of \$120.00 in full settlement of her claim against the City for porch cache at 4836 Ellsworth avenue damaged January 17, 1947, by Bureau of City Refuse truck, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2541. Resolution authorizing the issuing of a warrant in favor of Harry Adair in the sum of \$106.25, in full settlement of his claim

against the City for parked automobile at 6750 Simonton street damaged May 19, 1947, by Bureau of City Refuse truck and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2542. Resolution authorizing the issuing of a warrant in favor of Clinton Roberts in the sum of \$37.00 in full settlement of his claim against the City for automobile damaged February 28, 1947, by patrol wagon on Wylie avenue at Trent street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2557. Resolution authorizing the issuing of a warrant in favor of Lewis C. Keith in the sum of \$13.00, refunding amount paid for permit for plumbing plans and fixtures for a new house being built for William Beaver at the corner of Montclair and Tesla streets, 15th Ward, the contract with Mr. Keith having been cancelled before he did any of the plumbing work, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk.
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Gallagher presented

No. 2606. Report of the Committee on Public Works for June 10, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2398. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-O-E15, by changing from an 'A' Residence District to a Commercial District, all that certain property bounded by Monastery street; the line of the present Commercial District north of South 18th street; Lehrman way; and a line parallel with and distant 96 feet southwardly from St. Martin street."

Which was read.

Also

Bill No. 2438. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923. Zone Map, Sheet Z-N10-E30, by changing from a 'B' Residence, Thirty-five Foot and First Area District to an 'A' Residence, Forty-five Foot and Second Area District, all those certain properties, now or late of F. Mellon and S. M. Wolfe, fronting on the easterly side of North Negley avenue extending northwardly from Rippey street to Margaretta street."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and the noes were taken agreeably to law and were:

Ayes.—Messrs.:

Demmler	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Wolk presented

No. 2607. Report of the Committee on Public Service and Surveys for June 10, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also

Bill No. 2325. An Ordinance entitled, "An Ordinance vacating Schmeltz street, in the Thirty-first Ward of the City of Pittsburgh, from Baldwin road, to the right-of-way of the Pittsburgh Railways Company."

In Service and Surveys Committee, June 10, 1947, bill read and amended by inserting a new section as follows:

"Section 3. This Ordinance, however, shall not take effect or be of any force or validity unless the Homestead Provision and Packing Company, owner of the property abutting on Schmeltz street, from Baldwin road to the right-of-way of the Pittsburgh Railways Company, shall, within thirty days after the passage of this ordinance pay into the Treasury of the City of Pittsburgh the sum of Fifty Dollars for the use of the City of Pittsburgh."

And as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Wolk moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bills passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2554. An Ordinance entitled, "An Ordinance vacating Blair street in the 15th Ward of the City of Pittsburgh between Hazelwood avenue and a point approximately 478.48 feet southwardly therefrom, abandoning a certain sewer located on Blair street, between said points, reserving to the City the right to enter upon said Blair street after vacation and providing certain terms and conditions."

In Public Service and Surveys Committee, June 10, 1947, bill read and amended by inserting a new section as follows:

"Section 4. This ordinance, however, shall not take effect or be of any force or validity unless the Jones and Laughlin Steel Corporation, owner of the property abutting on Blair street in the 15th Ward, between Hazelwood avenue and a point approximately 478.48 feet southwardly therefrom, shall, within thirty days after the passage of this ordinance pay into the Treasury of the City of Pittsburgh the sum of \$1,000.00 for the use of the City of Pittsburgh."

And as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Wolk moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Wolk moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 2608. Report of the Committee on Lands, Buildings and Housing for June 10, 1947, transmitting an ordinance and two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2566. An Ordinance entitled, "An Ordinance declaring the intention of the City of Pittsburgh to acquire fee simple title to the property known as the Diamond Market House, situate at the intersection of Diamond and Market streets, City of Pittsburgh; authorizing and directing the City Solicitor to proceed to acquire fee simple title to the said Diamond Market House property under the provisions of the Act of July 2, 1937, P. L. 2793, and authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to advertise for sale and to sell and convey the Diamond Market House property to the highest responsible bidder at public sale."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings

and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Stewart moved

That the bill be recommitted to the Committee on Lands, Buildings and Housing.

Which motion prevailed.

Also

Bill No. 2550. Resolution authorizing and directing the Mayor to execute a quit claim deed for a vacant lot in the 28th Ward owned by W. L. and Philomena Skees, described as "Lot 25 x 100 Willoughby street No. 456 West Pittsburgh Terrace Plan" to Walter Skees.

Which was read.

Also

Bill No. 2551. Resolution authorizing and directing the Department of Law to petition the Court for the sale to Mary Varga all those certain lots or pieces of ground situate in the 27th Ward, being Lot Nos. 13 and 14 on Rodney street in the R. Fearnley and R. H. Gilliford Plan for the sum of \$100.00, and upon confirmation by the Court, authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims

against the property.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Wolk moved

That the Minutes of Council of Monday, June 9, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Wolk

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, June 23, 1947.

No. 24.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, June 23, 1947.

Council met.

Present: Mr. Wolk.

Absent:—Messrs.

Demmler

Duff

Gallagher

Leonard

McArdle

Stewart

Kilgallen, (Pres't)

The Chair (City Clerk, James W. Patterson) declared there being no quorum present, the meeting would be at ease for thirty minutes in accordance with Rule 4 of the Rules of Council.

The period required by Rule 4 of the Rules of Council for waiting for the attendance of a quorum having expired

The Chair (City Clerk, James W. Patterson) called the Council to order and the Clerk called the roll.

Present: Mr. Wolk.

Absent:—Messrs.

Demmler

Duff

Gallagher

Leonard

McArdle

Stewart

Kilgallen (Pres't)

The Chair (City Clerk, James W. Patterson)

There being no quorum in attendance, the Chair declares the

Meeting adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Tuesday, June 24, 1947.

No. 25.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Tuesday, June 24, 1947.

Council met pursuant to the following
call:

Pittsburgh, Pa.,

June 20, 1947.

James W. Patterson,
Clerk of Council.

Dear Sir:

Please call a special meeting of
Council for Tuesday, June 24, 1947, at
12:30 o'clock, P. M., Eastern Standard
Time, for the purpose of taking up the
regular order of business.

Sincerely yours,

Thomas E. Kilgallen,

President of Council.

Which was read, received and filed.

Present:—Messrs:

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

PRESENTATIONS

Mr. Demmler presented

No. 2609. An Ordinance author-
ing the issuance of a warrant in favor
of Dravo Corporation for \$18,699.01 in
payment for materials furnished, inspec-
tion, servicing and repairs of pumping
units No. 1 and 2, Ross Pumping Station,
for the benefit of the City without pre-
vious authority of law.

Which was read and referred to the
Committee on Finance.

Mr. Duff presented

No. 2610. Resolution authorizing
and directing the City Solicitor to mark
"satisfied without payment" the lien
filed at M. L. D. No. 13 October Term,
1941, against a non-existing property of
Martha Bradley in the amount of \$89.96,
and charging the cost thereof to the City.

Also

No. 2611. Resolution authorizing
the issuing of a warrant in favor of John
W. Golembiewski, Administrator of the
Estate of Samuel E. Golembiewski, in the
sum of \$750.00 in full settlement of suits
against the City at Nos. 3066 and 3067
October Term 1942, for death of minor
son when struck by Bureau of Highways
and Sewers truck December 4, 1941, on
East Carson street at Wickersham School,
and charging same to Code Account No.
42, Cohtingent Fund.

Also

No. 2612. Communication from
the City Treasurer transmitting state-
ment of the collection of delinquent
taxes for the period June 1 to June 15,
1947; also statement of the collection of
accounts of the City Solicitor.

Also

No. 2613. Communication from E. Baer, 2445 Sunset avenue, 26th Ward, requesting abatement of penalty and interest on property which is up for Sheriff sale on July 9, 1947.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2614. Communication from the Department of Public Works advising of extra work in connection with spreading top soil at the Haven Street Veterans Housing Development at a cost of \$350.00.

Which was read and referred to the Committee on Finance.

Also

No. 2615. An Ordinance authorizing and directing the grading, paving and curbing of Loretto road, from McCaslin street to Winterburn avenue, including other work incidental thereto and, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also (by request)

No. 2616. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheets Z-N10-W15 and Z-0-W15, by changing from a "B" Residence and First Area District to a Commercial and Third Area District, all that certain property bounded by Steuben street; the westerly line of property, now or late, of J. G. Wettengal; a line parallel with and distant 150 feet northwestwardly from Steuben street; and the line of the present Commercial District southwest of Belton way.

Which were read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 2617. An Ordinance providing for the letting of a contract for the furnishing and delivery of one Chassis for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 2618. Resolution authorizing and directing the Law Department to petition the Court for the sale to R. W. Humphreys all those certain lots or pieces of ground situate in the 28th Ward, being Lots Nos. 579, 580 and 581 on Hollywood street in the West Pittsburgh Plan for the sum of \$240.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Also

No. 2619. Resolution authorizing and directing the Law Department to petition the court for the sale to Giovanni Gionni all those certain lots or pieces of ground situate in the 20th Ward, being Lot Nos. 24 and 25 on Junius street in the Adolph Oberhelman Plan for the sum of \$225.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Also

No. 2620. Resolution authorizing and directing the Law Department to petition the court for the sale to R. W. Humphreys all those certain lots or pieces of ground situate in the 28th Ward, being Lot Nos. 533 and 534 on Hollywood street in the West Pittsburgh Plan for the sum of \$200.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Also

No. 2621. Resolution authorizing and directing the Law Department to petition the court for the sale to R. W. Humphreys all those certain lots or pieces of ground situate in the 28th Ward, being Lot Nos. 377 and 378 on Arnold street in the West Pittsburgh Plan for the sum of \$300.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Also

No. 2622. Resolution supplementing Resolution No. 41, approved March 11, 1947, authorizing the leasing of space on the stairway landing on the southerly side of the Ross street entrance of the City-County Building to Howard A. Williams at a monthly rental of \$10.00 by adding the following: Resolved, That said lease shall begin April 1, 1947 and continue from month to month thereafter, covering a space three feet by six feet on the stairway landing on the southerly side of the Ross street entrance of the City-County Building, together with the small storage closet located on said stairway landing.

Also

No. 2623. Resolution amending Resolution No. 122, approved June 5, 1947, authorizing the sale of vacant land on Railroad street, Second Ward, to Thomas White for the sum of \$56,244.60 by striking out the words "less commission" and inserting in lieu thereof the word "less commission of \$2,812.23, payable to W. R. Shoup Realty Company."

Also

No. 2624. Resolution authorizing and directing the Law Department to petition the court for the sale to John Pusateri and Helen B. Pusateri, his wife, all that certain lot or piece of ground situate in the 19th Ward, being a portion of Lot No. 1099 on Wolford street in the Brookline 2nd Plan for the sum of \$250.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Also

No. 2625. Resolution authorizing and directing the Law Department to petition the court for the sale to Eugene O. Grubbs all that certain lot or piece of ground situate in the 26th Ward, being Lot No. 41 on Veteran street in the Penetecost, Simpson and Rohrkast Plan for the sum of \$175.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Which were severally read and referred to the Committee on Lands,

Buildings and Housing.

Mr. Stewart (by request) presented

No. 2626. An Ordinance amending the Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30, by changing from an "A" Residence, Forty-five (45) Foot, Second Area District, to a "B" Residence, Thirty-five (35) Foot, First Area District, all that certain property bounded by College street; the southerly lines of properties fronting on the southerly side of Walnut street; the line dividing properties now or late of Mary Lewis and R. Tito, Jr., et ux.; Walnut street; College street; the northerly lines of the properties fronting on the northerly side of Howe street; the unnamed way, west of South Highland avenue; the westerly lines of properties fronting on the westerly side of South Highland avenue; and a line parallel with and distant one hundred and twenty (120) feet southwardly from Howe street.

Also (by request)

No. 2627. An Ordinance amending the Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30, by changing from an "A" Residence, Forty-five (45) Foot, Second Area District, to a "B" Residence, Thirty-five (35) Foot, First Area District, all that certain property bounded by College street; the northerly lines of properties fronting on the northerly side of Howe street; the westerly lines of properties fronting on the westerly side of South Highland avenue; and a line parallel with and distant one-hundred twenty (120) feet southerly from Howe street.

Which were read and referred to the Committee on Public Works.

Mr. Wolk presented

No. 2628. Communication from the Department of Law transmitting financial statement of the Pittsburgh Motor Coach Company for the month of April, 1947.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2629. Certificate of Emergency signed by the Mayor and the City

Controller relative to amendments in the Salary Ordinance of 1947 for the Department of Parks and Recreation.

Also

No. 2630. An Ordinance amending a portion of Sections 81, 82, 83, 84, 85, 86 and 87, Department of Parks and Recreation, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, by deleting the limitation on time of employment of certain employees.

Also

No. 2631. An Ordinance transferring the sum of \$10,000.00 from Code Account ----- to Code Account 1231-4, Drug Supplies, Tuberculosis Hospital, Department of Public Health.

Also

No. 2632. Communication from A. Labovitz asking that the City accept a compromise settlement of delinquent water rents on his property at 1926 Murray avenue.

Which were severally read and referred to the Committee on Finance.

Also

No. 2633. Communication from the Department of Public Works transmitting report of the Asphalt Division, Bureau of Highways and Sewers, of streets repaired during the week ending June 7, 1947.

Also

No. 2634. Communication from Mrs. John Dolak complaining of the condition of Harpen street.

Which were read and referred to the Committee on Public Works.

Also

No. 2635. An Ordinance providing for a contract or contracts for the construction of water lines and appurtenances to and within the Millermont Plan of Lots, and all other work necessary in connection with said construction, and for the payment of the costs thereof.

Which was read and referred to the Committee on Filtration and Water.

Also

No. 2636. Petition from property owners on Queenston street and Yale drive, 32nd Ward, requesting alleviation of flooding condition on these streets and on their properties due to storm water from Carrick Park.

Which was read and referred to the Committee on Public Works.

Also

No. 2637. Communications from Robert A. Hoffman, Secretary, North Side Packing Company, and Jean B. Brewer, protesting against sale of Diamond Market House.

Which was read and referred to the Committee on Lands, Buildings and Housing.

Also

No. 2638. Communication from Anna Louise Hardine, Advisory Council, Terrace Village No. 2, expressing appreciation for Council's action in having a backstop erected at Kennard Playground.

Which was read, received and filed.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2639. Report of the Committee on Finance for June 17, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2567. An Ordinance entitled, "An Ordinance transferring the sum of \$1,667.44 from C. A. 1757, 1760, 1762 and 1765 to C. A. 1758 and 1763 in the Bureau of Water, Department of Public Works."

Which was read.

Also

Bill No. 2570. An Ordinance entitled, "An Ordinance transferring \$1,250.00 to Code Account 1643, Wages, Temporary Employees, April to June, from Code Account 1645, Wages, Temporary Employees, October to December, both within the Bureau of Highways and Sewers, Department of Public Works."

Which was read.

Also

Bill No. 2580. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the purchase of six trucks and one automobile for the Bureau of Traffic Planning, Department of Public Safety, and or the payment of the cost thereof."

Which was read.

Also

Bill No. 2581. An Ordinance entitled, "An Ordinance supplementing Section 49, Department of Public Safety, Bureau of Traffic Planning, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

Which was read.

Also

Bill No. 2582. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the replacement of the ramp to the second floor of the City-owned building at 617 Second avenue for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 2586. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the repairs, improvements and alterations to the building and its mechanical equipment at S. 10th Street and Bingham street, in the South Side, now known as the H. W. Oliver Bath House, and for the payment of the costs thereof."

Which was read.

Also

Bill No. 2589.

CITY OF PITTSBURGH
CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, as construed by the Supreme Court of Pennsylvania in the case of Cummings et al v. City of Scranton, 348 Pa. 538, provided that all appropriations shall be made annually by general ordi-

nance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, By Ordinance No. 501, approved December 28, 1946, in Code Account 1815, Council set up the sum of \$7500.00 for weed control but did not set up any positions under this code account; and

WHEREAS, After study of the weed control program of the Health Department of the City of New York, it has been found that the best method of weed elimination is through the use of chemical 2-4-D applied by power sprayers; and

WHEREAS, It is necessary during the Summer months to eliminate weeds on City-owned property and to employ labor for this purpose; and

WHEREAS, A surplus exists in Code Account 1815, Weed Control, in a sufficient amount to do this work.

NOW, THEREFORE, It appearing that a good and sufficient reason exists to impel the certification of an emergency under the circumstances, we David L. Lawrence, Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the transfer of the sum of \$2500.00 to Code Account 1817, Central Division, Wages Temporary Employees, and the sum of \$3000.00 to Code Account 1827, Forestry Division, Wages Temporary Employees, from Code Account 1815, Weed Control, all within the Department of Parks and Recreation, in order to permit the elimination of weeds on City-owned property as aforesaid.

DAVID L. LAWRENCE,

Mayor.

EDWARD R. FREY,

Controller.

Dated: June 12, 1947.

Which was read, received and filed.

Also

Bill No. 2590. An Ordinance entitled, "An Ordinance transferring \$2,500.00 to Code Account 1817, Central Division, Wages, Temporary Employees, and \$3,000.00 to Code Account 1827,

Forestry Division, Wages, Temporary Employees, From Code Account 1815, Weed Control, all with'n the Department of Parks and Recreation."

Which was read.

Also

Bill No. 2591. An Ordinance entitled, "An Ordinance transferring \$1,000.00 from Code Account 1010, All Nations Independence Day Celebration, to Code Account 1801, Miscellaneous Services, Department of Parks and Recreation."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't.)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2512. An Ordinance entitled, "An Ordinance transferring \$4,970.00 from Code Account No. 1480, Cable Installation to Code Account No. 1477, Equipment and Machinery, Bureau of Electricity, Department of Public Safety."

In Finance Committee, June 17, 1947, bill read and amended in Section 1 and in the title by striking out the amount, "\$4,970.00" and by inserting in lieu thereof the amount, "\$1,125.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2579. An Ordinance entitled, "An Ordinance transferring \$25,584.00 from Code Account No. to the following Code Accounts, Bureau of Traffic Planning, Department of Public Safety:

Code Account No. 1483, Salaries,	
Regular Employees	\$ 5,500.00
Code Account No. 1489, Wages,	
Temporary Employees	4,584.00
Code Account No. 1490, Miscellaneous Services	6,000.00
Code Account No. 1494, Materials	800.00
Code Account No. 1496, Equipment	8,700.00

Total\$25,584.00

In Finance Committee, June 17, 1947, bill read and amended in Section 1 and in the title by inserting in blank space the words, "42, Contingent Fund," and

as amended ordered returned to Council with an affirmative recommendation, subject to the declaration of an emergency.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee, be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Also

No. 2640.

**CERTIFICATION OF EMERGENCY
REQUIRING A SPECIAL
APPROPRIATION**

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinances except in cases of emergency when special appropriations may be made to meet the same, and

WHEREAS, The Director of the Department of Public Safety, by letter dated June 16, 1947, has stated that, due to the impossibility of replacement during the war years, a critical condition exists in the maintenance of the Traffic Control System, Bureau of Traffic Planning, requiring an additional appropriation of \$25,584 for extraordinary repairs and the employment of additional personnel, and

WHEREAS, Ordinance No. 500, approved December 28, 1946, appropriating funds for the year 1947, made no adequate provision to meet this extraordinary situation,

NOW, THEREFORE, We, David L. Lawrence, Mayor of the City of Pittsburgh, and Edward R. Fred, Controller of the City of Pittsburgh, do hereby certify to the Council of the City of Pittsburgh, the existence of an emergency requiring the appropriation of the sum of \$25,584.00 to the Bureau of Traffic Planning, Department of Public Safety, for extraordinary repairs and the employment of additional personnel for the maintenance of the Traffic Control System.

DAVID L. LAWRENCE,
Mayor.

EDWARD R. FREY,

Controller.

Dated: June 21, 1947.

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2585. Resolution authorizing and directing the Delinquent Tax Collector to exonerate the City taxes assessed against J. Aufderheide, et al., Trustees of the Stanton Heights Evangelical Church of Pittsburgh, on property located on Stanton Court, West, 10th Ward, for the years 1934, \$75.40; 1935, \$75.40; 1936, \$75.40; 1937, \$75.40; 1938, \$75.40; 1939, \$75.40; 1940, \$84.18; 1941, \$84.18; 1942, \$82.35, and to satisfy the liens of such taxes and charging the costs to the City, for the reason that said property has been used for church purposes during those years and was exempt from taxation and is presently exempt.

In Finance Committee, June 17, 1947, read and ordered returned to Council with an affirmative recommendation, subject to report from the Law Department.

Which was read.

Also

No. 2641.

Pittsburgh, Pa., June 20, 1947.

Finance Committee of Council

Gentlemen:

SUBJECT: In re Bill No. 2585, Resolution authorizing the Delinquent Tax Collector to exonerate taxes assessed against Stanton Heights Evangelical Church.

In reply to your communication of June 17, 1947, concerning the above subject, this Department finds that the use which justified the Board of Assessors placing the lots of the Stanton Heights Evangelical Church on the exempt list for the years 1942 to date was the same use that existed during the years 1934 to 1942, inclusive, and during which the property was assessed for taxation.

We are of the opinion, therefore, that exoneration may properly be granted for the years 1934 to 1942, inclusive.

Respectfully,

ANNE X. ALPERN,

City Solicitor.

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2568. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of John F. Casey Company in the sum of \$1,000.00 in payment for furnishing and installing a motor controller at Ross Pumping Sta-

tion for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2569. Resolution authorizing the City Solicitor to satisfy lien at D. T. D. 6048 October Term, 1944, erroneously filed against J. W. Kell for \$2.30, 1942 water charge at 1115 Woodbourne avenue, 19th Ward, and authorizing and directing the Collector of Delinquent Taxes to strike off the books 1942 water charge of \$2.30 against Katherine Orient, former owner of 1117 Woodbourne avenue, which charge is uncollectible.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2594. Resolution authorizing the issuing of a warrant in favor of Mrs. Alice Reynolds in the sum of \$5.00, refunding fee paid by her husband, William P. Reynolds, for a Journeyman Plumber's license which was not obtained, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 2642. Report of the Committee on Public Works for June 17, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2572. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Shadycrest road between Shadycrest drive and South Line of Shadycrest Village No. 2 Plan, including other work incidental thereto and including,

as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 2574. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Shadycrest Court, from the southerly terminus thereof, to Shadycrest road, including other work incidental thereto and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2433. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing

ing of Maple avenue from a point approximately 85 feet north of Legion street to Hawkins avenue, including other work incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen (Pres't)
Leonard	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2576. Resolution consenting to the relocation of State Highway Legislative Routes in the North Side District, L. R. 70 and L. R. 246 to be relocated on West Ohio street from Merchant street to Brighton road, and on Western avenue from Brighton road to Chateau street, instead of present route over Merchant street, ridge avenue, Reedsdale street and the section of Galveston avenue from Ridge avenue to Manchester avenue, and authorizing and directing the Mayor and the Director of the Department of Public Works to sign

and approve plans prepared by the Secretary of Highways and approved by the Governor, showing the new location of State Highway Legislative Routes 70 and 246 over City streets as outlined herein.

Which was read.

Also

Bill No. 992. Resolution authorizing and empowering the Mayor to sign, on behalf of the City of Pittsburgh, the Consents petition for the erection of a gasoline service station by Dixon Motor Company on property at the corner of W. Montgomery avenue and Arch street.

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Mr. Wolk presented

No. 2643. Report of the Committee on Public Service and Surveys for June 17, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 2490. An Ordinance entitled, "An Ordinance vacating an unnamed way situate 68.5 feet north of West Park way from West Diamond street to an unnamed way 140 feet westwardly therefrom."

In Committee on Public Service and Surveys, June 17, 1947, bill read and amended by inserting a new section as follows:

"SECTION 2. This ordinance, however, shall not take effect or be of any

force or validity unless The Buhl Foundation, owner of the property abutting on Unnamed Way, from West Diamond street to an Unnamed Way 140 feet westwardly therefrom, shall, within thirty days after the passage of this ordinance pay into the Treasury of the City of Pittsburgh the sum of \$50.00 for the use of the City of Pittsburgh."

And as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Wolk moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 2644. Report of the Committee on Public Safety for June 17, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2584. An Ordinance

entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Safety to extend the lease between the City of Pittsburgh and the Gamewell Company of Pittsburgh, for the leasing and rental of fire alarm and equipment in the North Side Temporary Fire Alarm Office at Arch and Erie streets, and providing for the cancellation of said lease."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And upon the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk (for Mr. McArdle) presented

No. 2645. Report of the Committee on Lands, Buildings and Housing for June 17, 1947, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2478. Resolution authorizing and directing the Law Department to petition the Court for the sale to Charles W. Bartsch and Mary Bartsch, his wife, all those certain lots or pieces of ground situate in the 28th Ward, being Lot Nos. 659 and 660 on Shadyhill road in the Westwood Plan for the sum of \$700.00, and upon confirmation by the Court authorizing and directing the proper officers of the City to satisfy of

record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 2484. Resolution authorizing and directing the Law Department to petition the Court for the sale to Lawrence J. Schwilm all those certain lots or pieces of ground situate in the 27th Ward, being Lot Nos. 15, 16 and 17 on Marshall avenue in the L. H. Smith Plan for the sum of \$675.00, and upon confirmation by the Court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 2485. Resolution authorizing and directing the Law Department to petition the Court for the sale to William J. Francis all that certain lot or piece of ground situate in the 19th Ward, being Lot No. 80 on Fallowfield avenue in the West Liberty Plan No. 5, for the sum of \$450.00, and upon confirmation by the Court, authorizing and directing the proper officers of the City

to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 2587. Resolution authorizing and directing the Law Department to petition the Court for the sale to Mary P. Cannon all those certain lots or pieces of ground situate in the 26th Ward, being part of Lot No. 115 and Lot No. 116 on Gould avenue in the Dunlap Plan for the sum of \$300.00.

Which was read.

Also

Bill No. 2588. RESOLVED, That the Mayor, on behalf of the City, is hereby authorized and directed to join with the County and School District, on the one part, and the following persons on the other part, in separate agreements for the sale of the following real estate free and clear of all encumbrances for the following sums, and upon receipt of the sums set forth in the agreements, to execute and deliver deeds for the interest of the City in the following real estate:

Property	Successful Highest Bidder	Gross Amount	Commis- sion	Net Amount
Harvey Worthington 1430-1432 Fifth avenue Lot 40x75 Two 3-story brick buildings.	Louis Rubin 922 Chislett street	\$18,750.00	\$ 937.50	\$17,812.50
John C. Reilly 1612 Fifth avenue Lot 20.75x120 3-story brick building 3-story brick building (rear)	A. Lebarty and L. Weisberg 1629 Fifth avenue	11,000.00	None	11,000.00
Amelia Malcolm 941 Penn avenue Vacant lot 29.60x160	Ray Epstein 5260 Center avenue	16,650.00	832.50	15,817.50
Island Realty Co. 933-937 Penn avenue Lot 60x160 8-story brick building.	S. A. Schwartz 5726 Beacon street	77,600.00	2,728.00	74,872.00
John Gobos 10-12 Smithfield street Lots 20x90—20x70 Two 3-story brick buildings.	Edward A. Early 326 Third avenue	35,010.00	None	35,010.00

Kate Coyne 2304 Fifth avenue Lot 20 x avg. 78 2-story frame dwelling 2-story frame dwelling (rear).	Karl Laps 2313 Fifth avenue	3,600.00	None	3,600.00
Harry B. Block 96 Courtland street Lot 26.91x65.07 2-story brick veneer dwelling.	Harry B. and Lena Block 220 Flowers avenue	2,100.00	None	2,100.00

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being

taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 2645. RESOLVED, That the Mayor be and he is hereby requested to return to Council, without action thereon, Bill No. 2395, An Ordinance providing for a contract or contracts for the repaving and/or otherwise improving of Heinz street, East Ohio street and Thirty-second street, and for the payment of the cost thereof.

Which was read.

Mr. Duff moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned without action thereon Bill No. 2395. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the repaving and/or otherwise improving of Heinz street, East Ohio street and Thirty-second street, and for the payment of the cost thereof."

In Council, June 16, 1947, read, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. Duff moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Duff moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Mr. Wolk moved

That out of regard for his long and distinguished service to the community and the valuable contributions to the work of this body, that when Council adjourns it adjourn out of respect to the memory of Honorable Fred W. Weir.

Which motion prevailed.

The Chair:

The Chair appoints Messrs. Demmler, Gallagher and Wolk as a committee to draft suitable memorial resolutions on the death of Councilman Fred W. Weir, and requests that the committee report as soon as possible.

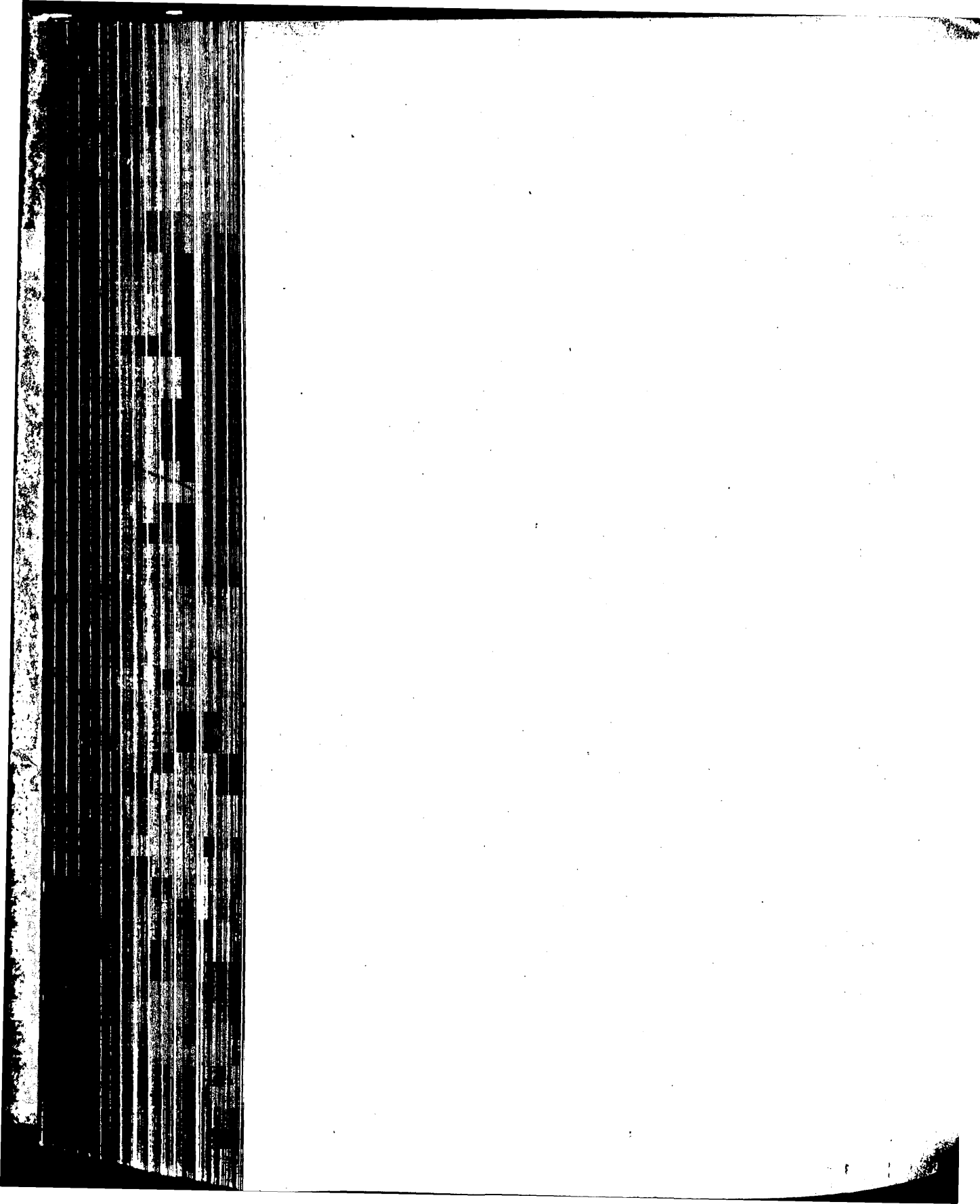
Mr. Wolk moved

That the Minutes of Council of Monday, June 16, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Wolk

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI

Wednesday, June 25, 1947.

No. 26.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President
JAMES W. PATTERSON.....City Clerk
GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Wednesday, June 25, 1947.

Council met pursuant to the following call:

Pittsburgh, Pa., June 23, 1947.

Mr. James W. Patterson,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council and the Mayor for Wednesday, June 25, 1947, at 12:45 o'clock, P. M., Eastern Standard Time, for the purpose of electing a member of Council to fill the vacancy caused by the death of Fred W. Weir.

Very truly yours,

Thomas E. Kilgallen,
President of Council.

Which was read, received and filed.

Present: Messrs. Demmler, Duff, Gallagher, Leonard, McArdle, Stewart, Wolk, Kilgallen (Pres't), and David L. Lawrence, Mayor.

The Chair: The order of business is the election of a member of Council to fill the vacancy caused by the death of Fred W. Weir, a member of this body.

Mr. Demmler:

Mr. President: I consider it a privilege to have the opportunity to place in nomination for election as a member of this body the name of Frederic G. Weir, the son of the late Fred W. Weir, who served as a member of this Council for so many years.

Mr. Weir is a lawyer of ability and integrity and is held in high esteem by the Bench and Bar of Allegheny County. He has filled well the position of Assistant City Solicitor of our great City. I know that his experience as a lawyer and as an Assistant City Solicitor will be of value to the City when he is elected a member of this body.

Mr. Gallagher:

Mr. President and Mayor, this is both a sad and a pleasant occasion. We are sad because of the passing of a man with whom most of us have been associated for many years and whose services to this city have, I believe, always been of a high order. I think we can look back and say that no member of this body participated in the conduct of its business with fewer harsh words. He made up his mind and voted that way, and always was of the opinion that his fellow members should do the same thing. So much in honor of the name of Fred W. Weir.

The happier part of my remarks have to do with the selection of his successor. I believe that his son, Frederic G. Weir, through his experience in public life and the thorough schooling which proceeded it, his record in the Law Department and many other qualifications which I might enumerate, fit him especially to succeed to the place made vacant by the unfortunate death of his father.

It therefore gives me great pleasure to be able to second the nomination of a man whom I believe will continue the good record of his father and, in addition, write a record of his own, of which we will all be proud. I therefore second the nomination of Frederic G. Weir to be a member of this Council.

The Chair: If there are no further nominations, without objection the Chair declares the nominations closed on the name of Frederic G. Weir.

On this nomination to be a member of Council, the Clerk will call the roll. All those in favor of the election of Mr. Weir to this office will vote Aye for him specifically by name. The Clerk will proceed.

And the result of the voting was as follows:

For Frederic G. Weir: Messrs. Demmler, Duff, Gallagher, Leonard, McArdle, Stewart, Wolk, Kilgallen (Pres't), and Mayor Lawrence.

Frederic G. Weir having received the required majority of votes of Council and the Mayor was declared elected a member of Council of the City of Pittsburgh in accordance with the provisions of the Act of Assembly, approved May 31, 1911.

The Chair appoints as a committee to escort the member-elect, Frederic G. Weir, to the rostrum, Messrs. Stewart, Gallagher and Demmler.

The Chair: The Council will be at ease while the committee retires.

(The Committee returned, escorting Frederic G. Weir, member-elect, who was presented to the President.)

The Chair: The Committee is discharged with the thanks of the Council.

The member-elect, Frederic G. Weir, took and subscribed to the oath of office which was administered to him by President Kilgallen.

The Chair: Gentlemen, it has always been the custom of Council to welcome a new member to this body, and for that purpose, I now recognize Mayor David L. Lawrence.

Mayor Lawrence.

Mr. President and Members of Council: I, like the members of Council, today approach this action with mingled emotions. As you know, Fred W. Weir was one of my friends for many, many years, and one of my intimate friends and close associates for a long period of years, and he filled a great need in the City of Pittsburgh during the time he served here in City Council. For that reason I naturally approach this program with a feeling of great sorrow and regret, because when he came into the City Council in the early days when our Party was given control of the government of this City it was a time when we needed wise counsel and mature judgment and we needed a business man and one of the industrialists of this community. No other man in the history of the Council in my opinion, gave more to the City during that period. His passing is a great loss to the City of Pittsburgh and to his many, many friends.

The other emotion is one of the highest degree of pleasure on my part as an individual and likewise as Mayor of the City of Pittsburgh. His son, Frederic G. Weir, has been unanimously elected, in fact the only name considered to fill this office. I have known him since, as a very young man he entered Princeton University, student at Yale, and student at the University of Pittsburgh, where he received his Law degree, and then through the United States Attorney's office and on through to his position as Assistant City Solicitor. He has filled every office he has been called upon to fill with ability, honesty, integrity and distinction. It is a great pleasure to be a part of this program officially and to welcome him to this body, and I know that he, better than anyone else can fill his father's shoes during the balance of his father's term, and I predict for him a great career as a member of this Council.

Freddie, it is from the bottom of my heart I welcome you today, and I am mighty, mighty proud of you.

Mr. Stewart:

Mr. President, Mayor Lawrence, Fellow-Councilmen and Ladies and Gentlemen: I have known Fred Weir

since 1933. During the years between 1933 and 1939 I worked with him in a number of political campaigns and I grew to know him well and regard him as my very good friend.

In 1939 I had the pleasure of appointing him as an Assistant City Solicitor. As a matter of fact Fred Weir was the first man I appointed as an Assistant City Solicitor. He has served since that time as an Assistant City Solicitor, doing trial work for the City, and he has developed a considerable reputation as a trial lawyer. The Judges respect his competence and his fairness. Juries like his quiet, and thorough manner of presenting the City's cases, and opposing counsel know him as a formidable adversary. He has been highly successful in the trial of the City's cases, as he has been in the other important legal positions that he has held. These same qualities that have made him successful as a public lawyer will, I am sure, make him successful as a legislator.

But there is another phase of our new colleague's character to which I would like to comment. People who knew Fred Weir, the father, and Fred Weir, the son, would agree, I am sure, that there existed between these two men a relationship which was unusual, and which any father would like to have with a son. Their relationship was one not only of great mutual affection and esteem but one of confidence and intimacy. These two men seemed much more like contemporaries than father and son, separated in age by many years. Each greatly respected and frequently sought the opinion and advice of the other. I am sure that Fred Weir has often discussed with his father the problems of this Council many, many times.

And so, in a very real sense, Fred Weir will continue the service of his father in this body.

Mr. President, it is a great pleasure to me to welcome Fred Weir once again as an associate and colleague.

Mr. Woik:

Mr. President, Mr. Mayor and Members of Council: I can say very little today because I feel very keenly

the loss of a close personal friend. For ten solid years Fred W. Weir and I sat next to each other in Council. We became fast, personal friends, and in our official life, cooperated to the fullest extent in the conduct of the City's business.

I had a great personal affection for Fred W. Weir, and I really feel deeply a personal loss in his passing.

I have known his son for about fifteen years. I have known him very intimately and have learned to recognize his fine qualities, his loyalty to principle and willingness to work earnestly and zealously for what he thought was right.

I hope that I may have the pleasure for many years to sit next to him as I have sat next to his father to work cooperatively as I am sure we will for the betterment of this City which both of us love so well.

I congratulate him and wish him much happiness in his position as a member of this Council.

Mr. Duff:

Mr. President: I am happy to state that I have known Mr. Weir for a period of twenty years. Our acquaintance began back in the days when he was a young student in the Law School of the University of Pittsburgh. He gave every promise then of becoming an able lawyer, and I am happy to state that the promise has ripened into fact. He is an able lawyer who enjoys the esteem and respect of the Bench and Bar of Allegheny County. His qualities of mind and character, his efforts as a lawyer and his service in public life, in my estimation eminently fit him for membership in this body and as a worthy successor of his father.

Fred, I welcome you to this body.

Mr. Leonard:

Mr. President and Members of Council: I too join the others in welcoming Mr. Weir as a member of this body. Sitting here it just ran through my mind that approximately eight years ago I came into this body under somewhat the same conditions as Frederic Weir and it brings back a lot of memories.

I, like the others, had a lot of regard and respect for his father. I know he contributed much to the City of Pittsburgh and much to the Democratic Party as a member of this body and a business man. In those eight years I became very well acquainted with Frederic, Jr., and I want to join you all in wishing Fred good luck in his deliberations here. I know he has the ability. He has proven that as a member of the Bar.

I think it is a fine thing that the Democratic Party sees fit to select a young man of such ability, particularly to serve the unexpired term of his father, who served the City of Pittsburgh so well.

Mr. Weir, I join the others in wishing you good luck and God's speed.

Mr. Weir:

Mr. President, Members of Council, Mr. Mayor, and Ladies and Gentlemen: In any circumstances, one would feel deeply touched by what has happened here today.

In this case, I think you will agree, there are some very exceptional circumstances. I am referring, of course, to the fact that I succeed my father. In addition to that, I am thinking of the reasons I was selected by the men who had the power of selection, so unanimously and so spontaneously. Knowing their regard for the public welfare, I deem it a very high compliment that they feel I can contribute something to the conduct of this City government.

In the second place I am impressed very deeply indeed with the fact that they have overlooked that which might have been regarded as a greater political advantage and have looked backward as has been suggested by some of the men who have spoken of those days when we were in that crowded little headquarters down on Fourth avenue, and when some of the Councilmen who are here today, particularly Councilman Demmler and Councilman Gallagher, were elected for the first time to public office or rather to a local public office. At that time, of course, we

didn't have many working in our behalf. As the public rallied to our stand there was a great amount of work to be done. I am proud to say that I took part in that work with them under the able leadership of the man who is still our leader, Mayor Lawrence, and I know, in making the selection of me these men looked back to that rather than to any immediate political advantage, because in my own right I have no political power.

In that connection too, I want to make reference to Commissioner Kane, and I will inform those present, who may not know, that he played a large part in the deliberations out of which came my selection, and I know he was thinking of old times as well as others.

However, apart from those considerations, I realize that this would not have been possible if it were not for my father. That is to say, if he had not been admired and respected in the manner that he was, I would not have been elected here today. Very shortly after his death, Councilman Wolk came to me voluntarily and expressed the wish and hope that I would be elected to this office. In the sincere manner that is so basic to Mr. Wolk's nature, he said that he had experience with my father which caused some irritation but that, in time, as time went by he had looked behind the rough exterior and had seen the qualities of sincerity, courage and integrity that endeared him to him, and I think I can safely assume that that experience had been the same by and large of the other members, or my election would not have occurred. And that has made me happier than anything else, and you may be assured, has made my mother very happy.

In closing I would like to say that I shall try at all times to devote myself to the best of my ability to the public interest but as far as is consistent with that conduct I shall never forget you all, my very special friends.

Upon motion of Mr. Duff

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, June 30, 1947.

No. 27

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, June 30, 1947.

Council met.

Present:—Messrs.

Demmler

Stewart

Duff

Weir

Gallagher

Wolk

Leonard

Kilgallen (Pres't).

McArdle

PRESENTATIONS

Mr. Demmler presented

No. 2647. An Ordinance repealing Ordinance No. 115, entitled, "An Ordinance providing for a contract or contracts for equipment and repairs and appurtenances at Ross and Howard Pumping Stations, and appropriating funds for the payment of the cost thereof," approved April 10, 1947.

Which was read and referred to the Committee on Filtration and Water.

Mr. Duff presented

No. 2648. An Ordinance transferring the sum of \$900.00 from Code Account 42, Contingent Fund, to Code Account 1030, Miscellaneous Services, and Code Account 1033, Equipment, Traffic Court, Mayor's Office.

Also

No. 2649. Resolution authorizing the issuing of a warrant in favor of M. D. Waller in the sum of \$181.00 in full settlement of his claim against the City for automobile damaged February 25, 1947, on Crane avenue by Bureau of Highways and Sewers truck, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2650. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$85.00 in full settlement of unpaid metered water charges against the property of John C. Nock, 930 James street, 23rd Ward, for the year 1943.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2651. An Ordinance amending a portion of Section 62, Asphalt Plant, Department of Public Works, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Also

No. 2652. An Ordinance transferring the sum of \$16,300.00 from Code Account Nos. 1513, 1514, 1515 and 1516 to Code Account Nos. 1514-2, 1514-3, 1515-1, 1515-2, 1516-1 and 1671, Bureau of Automotive Equipment and Bureau of City Refuse, Department of Public Works.

Which were read and referred to the Committee on Finance,

Also

No. 2653. An Ordinance amend-

ing Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheet Z—N10—W15, by changing from a Light Industrial District to a "C" Residence District all that certain property fronting on the easterly side of Broadhead Fording road, now or late, of Eulah H. Rousseau, as laid out in the Manor-side Plan of Lots, approved by the Planning Commission on September 10, 1946.

Also

No. 2654. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheet Z—N20—E15 so as to change from a "B" Residence and First Area District to a Neighborhood Retail and Third Area District all that certain property bounded by Stanton avenue; Woodbine street; Coleridge street; and the first unnamed 10 foot way for pedestrians and utilities west of Woodbine street; being all that certain property included in the Millermont Shopping Center Plan of Lots, as recorded June 20, 1947, in the Allegheny County Recorder of Deeds Office, Deed Book Volume 41, Page 146.

Also

No. 2655. An Ordinance opening Ama way, from Dream way to Abstract avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2656. An Ordinance opening Fifty-five and a Half street, from Camella street to Celadine street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2657. Communication from the Department of City Planning relative to widening of Herron avenue at Bedford avenue, in connection with petition for Zone Change of property at this location.

Which were severally read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 2658. An Ordinance pro-

viding for the letting of a contract or contracts for the furnishing, delivery and installation of electrical equipment and cable work; the alteration and additions to the police radio building and professional expenses in connection therewith, for the centralization of the police communication system, and for the payment therefor.

Also

No. 2659. An Ordinance providing for a contract or contracts for the repairs, improvements and alterations to the building known as No. 2 Police Station, Bureau of Police, and for the payment of the costs thereof.

Also

No. 2660. An Ordinance transferring the sum of \$2,000.00 from Code Account No. 1443 to Code Account Nos. 1445 and 1452, Bureau of Police, D. P. S.

Which were severally read and referred to the Committee on Finance.

Also

No. 2661. Communication from the Mayor transmitting Building Code Ordinance.

Also

No. 2662. An Ordinance governing and regulating the erection, construction, enlargement, alteration, repair, equipment, arrangement, maintenance, inspection, lighting, heating, ventilation, use, occupancy, removal and demolition of buildings, parts of buildings, structures, premises and appurtenances thereto, and appliances, apparatus, facilities, systems and conditions in, on or about them; adopting by reference certain standard building codes covering said items; establishing a Board of Standards and Appeals, and defining its authority; conferring upon the Department of Public Safety and the Bureau of Building Inspection therein powers and duties to administer and enforce the provisions hereof, the rules and regulations prescribed by said Bureau and the rulings and findings of the Board of Standards and Appeals; providing for tests and examinations to prove the strength, suitability and fire-resistive qualities of building materials, systems, units and forms of construction, and authorizing the Bureau of Building

Inspection to issue approvals and disapprovals thereof; classifying occupancies and types of construction; regulating the issuance of building permits, certificates of occupancy and other permits and certificates, and fixing the fees therefor; prohibiting the use and occupancy of buildings and structures which are unsafe or of improper construction, or lack adequate provisions in case of fire, and requiring the abatement of such hazards; providing for the condemnation of dangerous and unsafe buildings and structures, and the method of obtaining a lien for the recovery of money expended by the City for remedying these conditions; adopting the Fire Zones of the City of Pittsburgh and their boundary lines and the explosive and combustible regulations of the City insofar as they apply to the use and occupancy of buildings and structures; defining certain terms; imposing penalties for violations of the provisions hereof; and repealing certain existing ordinances and parts of ordinances.

Which were read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 2663. Resolution authorizing and directing the Law Department to petition the court for the sale to John Bradley and Daisy G. Bradley, his wife, all that certain lot or piece of ground situate in the 19th Ward, being Lot No. 97 on Chelton avenue in the Brookline 5th Plan for the sum of \$275.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Also

No. 2664. Resolution authorizing and directing the Law Department to petition the court for the sale to August Heisler and Zella M. Heisler, his wife, all that certain lot or piece of ground situate in the 20th Ward, being Lot No. 39 on Denlin avenue in the Neeld Plan for the sum of \$100.00, and authorizing and directing the proper officers of the City, upon confirmation by the court, to satisfy of record all tax and municipal claims against the property.

Which were read and referred to the Committee on Lands, Buildings and Housing.

Mr. Wolk presented

No. 2665. An Ordinance locating Fifth avenue at a width of 84 feet, from the angle west of Shady avenue to Frankstown avenue, in the 7th, 12th and 14th Wards of the City of Pittsburgh by revising the lines thereof and including Fifth avenue, a street having a width of 60 feet, so that the street, as located, shall be included within the street lines as hereinafter described.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2666. An Ordinance authorizing the issuance of a warrant in favor of John W. Kelly, 3482 Beechwood Boulevard, in the sum of \$115.00 for services rendered the Supervision of City Stables, Office of the Mayor, without previous authority of law.

Also

No. 2667. Communication from United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry of the United States and Canada, Local Union No. 449, advising Council of new agreement for members of its local.

Also

No. 2668. Communication from United Slate, Tile and Asbestos Roofers Union Local No. 3 advising of new working agreement for members of its local.

Which were severally read and referred to the Committee on Finance.

Also

No. 2669. Communication from Mrs. M. Barry complaining of the condition of gutters on Cloverdale street, from Nobles Lane to Moredale street.

Which was read and referred to the Committee on Public Works.

Also

No. 2670. Petition of citizens, residents, voters and taxpayers of the 1600 block Forbes street complaining of illegal parking of automobiles.

Which was read and referred to the Committee on Public Safety.

Also

No. 2671. Communication from

the City Controller transmitting audit report of the Bureau of Parks, Department of Public Works.

Which was read, received and filed.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2672. Report of the Committee on Finance for June 24, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Dated June 21, 1947.

Also

Bill No. 2629.

CITY OF PITTSBURGH

CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of May 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and,

WHEREAS, Sections 81, 82, 83, 84, 85, 86 and 87 of Ordinance No. 501, approved December 28, 1946, appropriates funds for the year 1947 for the payment of wages of employees in the Department of Parks and Recreation; and,

WHEREAS, The Director of the Department of Parks and Recreation in a letter dated June 16, 1947 stated it was necessary to employ certain employees for more man days than was provided for, for the reason that:

Because of the daily use of the swimming pools in the City throughout the Summer months and because of the greater demand of the public at the Zoo during the same period, it is necessary to employ certain employees for more man days than is set forth in the aforesaid salary ordinance.

And such appears as good and sufficient reason to impel the certification of an emergency under the circumstances.

NOW, THEREFORE, we, David L. Lawrence, Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to

Council of the City of Pittsburgh, the existence of an emergency requiring the employment of certain greenhouse attendants, animal keepers, laborers, skilled laborers and checkers in the Department of Parks and Recreation for more man days than set forth in the aforesaid ordinance.

DAVID L. LAWRENCE,

Mayor.

EDWARD R. FREY,

Controller.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2630. An Ordinance entitled, "An Ordinance amending a portion of Sections 81, 82, 83, 84, 85, 86 and 87, Department of Parks and Recreation, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' approved December 28, 1946, by deleting the limitation on time of employment of certain employees."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2631. An Ordinance entitled, "An Ordinance transferring the sum of \$10,000.00 from Code Account ----- to Code Account 1231-4, Drug Supplies, Tuberculosis Hospital, Department of Public Health."

In Committee on Finance, June 24, 1947, bill read and amended in Section 1 and in the title by inserting in blank space the words, "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2609. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Dravo Corporation for \$18,699.01, in payment for materials furnished, inspection, servicing and repairs of pumping units No.

1 and 2, Ross Pumping Station, for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2150. Resolution amending Resolution No. 294, approved December 18, 1946, authorizing and directing the City Solicitor to mark the tax liens filed against the Monumental Baptist Church, situate at 2238-2240 Wylie avenue, Fifth Ward, for the years 1931 to 1938, inclusive, "satisfied, without payment" upon receipt of the costs accrued thereon.

Which was read.

Also

Bill No. 2610. Resolution authorizing and directing the City Solicitor to mark "satisfied without payment" the lien filed at M. L. D. No. 13 October Term, 1941, against a non-existing property of Martha Bradley in the amount of \$89.96, and charging the cost thereof to the City.

Which was read.

Mr. Duff moved

A suspension of the rule to

allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 2544. Resolution authorizing and directing the City Treasurer to accept payment from the Housing Authority of the City of Pittsburgh of City taxes, at face, for those properties used for the Veterans Temporary Housing Projects.

In Finance Committee, June 24, 1947, read and amended by striking out the Resolved clause which reads:

"RESOLVED, That the City Treasurer is hereby authorized and directed to accept payment from the Housing Authority of the City of Pittsburgh of City taxes, at face, for those properties used for the Veterans Temporary Housing Projects,"

and by inserting in lieu thereof the following:

"RESOLVED That the City Treasurer and/or Delinquent Tax Collector be authorized to accept, without penalty or interest, the face amount of City taxes levied on property now or hereafter being or to be used for temporary veterans' housing for the year 1946, and subsequent years so long as the property is so used,"

and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart,
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2611. Resolution authorizing the issuing of a warrant in favor of John W. Golembiewski, Administrator of the Estate of Samuel E. Golembiewski, in the sum of \$750.00 in full settlement of suits against the City at Nos. 3066 and 3067 October Term 1942, for death of minor son when struck by Bureau of Highways and Sewers truck December 4, 1941, on East Carson street at Wickersham School, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 2673. Report of the Committee on Public Works for June 24, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with a negative recommendation.

Bill No. 1182. An Ordinance entitled, "An Ordinance accepting the dedication of 'Stanton Court' as shown on the 'Stanton Court Plan of Lots' in the Tenth Ward of the City of Pittsburgh laid out by Joseph Indovina and Lena Indovina, his wife; and James Indovina and Lena O. Indovina, his wife, for public highway purposes; opening and naming the same."

Which was read.

Mr. Gallagher moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Leonard presented

No. 2674. Report of the Committee on Public Safety for June 24, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2617. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one Chassis for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill

pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 2675. Report of the Committee on Lands, Buildings and Housing for June 24, 1947, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2618. Resolution authorizing and directing the Law Department to petition the Court for the sale to R. W. Humphreys all those certain lots or pieces of ground situate in the 28th Ward, being Lots Nos. 579, 580 and 581 on Hollywood street in the West Pittsburgh Plan for the sum of \$240.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 2619. Resolution authorizing and directing the Law Department to petition the Court for the sale to Giovanni Gionni all those certain lots or pieces of ground situate in the 20th Ward, being Lot Nos. 24 and 25 on Junius street in the Adolph Oberhelman Plan for the sum of \$225.00, and authorizing and directing the proper officers of the City upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 2620. Resolution authorizing and directing the Law Department to petition the Court for the sale to R. W. Humphreys all those certain

lots or pieces of ground situate in the 28th Ward, being Lot Nos. 533 and 534 on Hollywood street in the West Pittsburgh Plan for the sum of \$200.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 2621. Resolution authorizing and directing the Law Department to petition the Court for the sale to R. W. Humphreys all those certain lots or pieces of ground situate in the 28th Ward, being Lot Nos. 377 and 378 on Arnold street in the West Pittsburgh Plan for the sum of \$300.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 2622. Resolution supplementing Resolution No. 41, approved March 11, 1947, authorizing the leasing of space on the stairway landing on the southerly side of the Ross street entrance of the City-County Building to Howard A. Williams at a monthly rental of \$10.00, by adding the following: RESOLVED, That said lease shall begin April 1, 1947 and continue from month to month thereafter, covering a space three feet by six feet on the stairway landing on the southerly side of the Ross street entrance of the City-County Building, together with the small storage closet located on said stairway landing.

Which was read.

Also

Bill No. 2623. Resolution amending Resolution No. 122, approved June 5, 1947, authorizing the sale of vacant land on Railroad street, Second Ward, to Thomas White for the sum of \$56,244.60 by striking out the words, "less commission" and inserting in lieu thereof the words, "less commission of \$2,812.23, payable to W. R. Shoup Realty Company."

Which was read.

Also

Bill No. 2624. Resolution au-

thorizing and directing the Law Department to petition the Court for the sale to John Pusateri and Helen B. Pusateri, his wife, all that certain lot or piece of ground situate in the 19th Ward, being a portion of Lot No. 1099 on Wolford street in the Brookline 2nd Plan for the sum of \$250.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 2625. Resolution authorizing and directing the Law Department to petition the Court for the sale to Eugene O. Grubbs all that certain lot or piece of ground situate in the 26th Ward, being Lot No. 41 on Veteran street in the Pentecost, Simpson and Rohrkast Plan for the sum of \$175.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Duff	Wolk.
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

REPORTS OF SPECIAL COMMITTEES

Mr. Demmler presented

No. 2676.

Pittsburgh, Pa., June 30, 1947.

To the President and Members of Council Gentlemen:

Your special committee, appointed to prepare suitable memorial resolutions on the death of Councilman Fred W. Weir, respectfully submits herewith such resolutions.

Yours respectfully,
THOMAS J. GALLAGHER,
A. L. WOLK,
WALTER R. DEMMLER,
Chairman.

Which was read, received and filed.

Also

No. 2677. Fred W. Weir, while serving among us his third term as a Councilman of the City of Pittsburgh, passed away on the nineteenth day of June, 1947.

In addition to the conscientious performance of his duties as a private citizen, he found time in a busy life to devote his talents to various public activities and civic interests.

He was born in Pittsburgh and his life was contemporaneous with the full flowering and development of this vast industrial and busy area. It was his lot not to sit and observe this growth but to have an important part in directing its expansion. As a young man he became an employe of one of the largest steel producing activities of his community, and in that capacity did his part to make Pittsburgh deserve the title "The Workshop of the World."

His life story was typical of a traditional American success. Through hard work and perseverance he advanced step by step until he directed the affairs of the large concern whose services he had entered in a humble capacity.

Mr. Weir's background was therefore typical of Pittsburgh and he was of a type which in any generation would have played a part in the advancement of his community.

He became a member of this body, the Council of the City of Pittsburgh, on January 2, 1938. His election was at the hands of City Council to fill a vacancy, but he was subsequently elected and re-elected by the people and served them until his death.

As Chairman of the Committee on

Parks, Recreation and Libraries, he devoted his efforts to the betterment of all those things which came within the field of the Committee's work. He had a deep interest in the libraries and the parks, in the Carnegie Free Library of Allegheny, and many of the improvements we see today are the result of his farsighted vision. In recent years his special interest was the establishment of Point Park, which will be not only a local but a national memorial, which, in future years, will guard the headwaters of the Ohio, the gateway to the West. Therefore, be it

RESOLVED, That we, the members of Council of the City of Pittsburgh, express our deep sense of loss upon the death of our colleague and that we acknowledge our debt to him for his untiring efforts, keen judgment and hearty cooperation and the able discharge of all of the obligations which fell upon him, and that we give full recognition to the lasting contributions made by him to the enrichment of our civic life. It is further

RESOLVED, That these resolutions be spread in full upon the records of Council and that an engrossed copy thereof be transmitted to his family.

Which was read.

Mr. Demmler moved

The adoption of the resolution by a rising vote.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Wolk moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Demmler on June 3 and 23, 1947;

Mr. Duff on June 23, 1947;

Mr. Gallagher on June 23, 1947;

Mr. Leonard on June 10 and 23, 1947;

Mr. McArdle on June 17, 18 and 23, 1947;

Mr. Stewart on June 23, 1947;

Mr. Fred W. Weir on June 2, 3, 9, 10, 16, 17 and 18, 1947;

Mr. Kilgallen on June 23, 1947.

Which motion prevailed.

The Chair announced the appointment of Mr. Stewart as Chairman of the Committee on Parks, Recreation and Libraries, and Mr. Weir as Chairman of the Committee on Health and Sanitation.

Mr. Weir moved

That the Minutes of Monday, June 23, Tuesday, June 24, and Wednesday, June 25, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Wolk

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, July 7, 1947.

No. 28.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, July 7, 1947.

Council met.

Present:—Messrs.

Demmler

Stewart

Duff

Weir

Leonard

Wolk

McArdle

Kilgallen, (Pres't)

Absent: Mr. Gallagher.

PRESENTATIONS

Mr. Demmler presented

No. 2678. Communication from the Department of Public Works advising of emergency repairs to Boiler No. 3 at Ross Pumping Station at an estimated cost of \$1,000.00.

Which was read and referred to the Committee on Finance.

Mr. Duff presented

No. 2679. An Ordinance transferring the sum of \$250.00 to Code Account No. 1143, Supplies, from Code Account No. 1146, Equipment, Board of Water Assessors.

Also

No. 2680. An Ordinance au-

thorizing the issuance of a warrant in favor of Smith Bros. Co., Inc., for \$317.48 in payment for printing Briefs, for the benefit of the City without previous authority of law.

Also

No. 2681. Resolution authorizing the City Treasurer to mark "satisfied without payment" the balance of \$18.86 assessed in the year 1932 against the property in the name of Frank Golob, situate at 5417, 5417½ and 5419 Carnegie street, 10th Ward.

Also

No. 2682. Communication from the City Treasurer submitting report on deposits and market value of collateral security pledged to secure same as of June 30, 1947.

Also

No. 2683. Communication from William M. Justice asking to be exonerated from street paving liens on Lot Nos. 67, 68, 69, 70 and 71 in the Bigelow Heights Plan of Lots on McCaslin street, in the amount of \$1,920.00.

Also

No. 2684. Communication from the City Treasurer transmitting statement of collection of delinquent taxes for period June 16 to 30, 1947; also statement of collection of accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Leonard presented

No. 2685. An Ordinance amending Section 42, Bureau of Police, Department of Public Safety, of an Ordinance, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pitts-

burgh, and the rate of compensation thereof," approved December 28, 1946.

Also

No. 2686. An Ordinance amending Section 44, Bureau of Fire, Department of Public Safety, of an Ordinance, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Also

No. 2687. An Ordinance supplementing Section 42, Department of Public Safety, Bureau of Police, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Also

No. 2688. An Ordinance amending Sections 1 and 2 of Ordinance No. 358, entitled, "An Ordinance authorizing a contract or contracts for the construction of a fire engine house and a police station and appropriating funds therefor," approved October 23, 1945.

Which were severally read and referred to the Committee on Finance.

Also

No. 2689. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of fire hose for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Also

No. 2690. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of beds, bed springs and gas ranges for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Also

No. 2691. An Ordinance to provide for the towing and impounding of wrecked, abandoned, seized or illegally parked vehicles under the supervision of the Department of Public Safety, and providing the methods and charges therefor.

Which were severally read and referred to the Committee on Public

Safety.

Mr. McArdle presented

No. 2692. An Ordinance transferring \$1,400.00 from Code Account No. 1368, Salaries, Regular Employes, to Code Account No. 1367-3, Wages, Temporary Employes, Plumbers, Department of Lands and Buildings.

Also

No. 2693. Resolution authorizing the issuing of a warrant in favor of James J. Cravotta in the sum of \$300.00 refunding one-half of the purchase price for Lot Nos. 381 to 384 on Olivia street, 14th Ward, and charging same to Code Account No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

Also

No. 2694. Resolution authorizing and directing the Law Department to petition the court for the sale to Philomena Kiefer all that certain lot or piece of ground situate in the 28th Ward, being Lot No. 254 on Roundtop street in the West Pittsburgh Plan for the sum of \$150.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Also

No. 2695. Resolution authorizing and directing the Mayor to execute a quit-claim deed for vacant lot in the 28th Ward, owned by Roberta Nycum, described as Lot 25x100 Steubenville Pike No. 457, West Pittsburgh Plan, to Roberta Nycum.

Which were read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 2696. An Ordinance supplementing Section 83, Bureau of Grounds and Buildings, Central Division, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," as amended by Ordinance No. 158, approved May 14, 1947.

Also

No. 2697. An Ordinance supplementing Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, by adding thereto a new Section to be known as Section 79a, Department of Parks and Recreation.

Which were read and referred to the Committee on Finance.

The Chair presented

No. 2698. Resolution authorizing and directing the City Solicitor to satisfy the sidewalk lien at M. L. D. 19 April Term, 1947, against Jennie E. Stephens and Joseph A. Stephens, 5347 Second avenue, in the sum of \$594.31 for the reason that the original sidewalk was destroyed by the construction of a sewer, and charging the costs to the City.

Also

No. 2699. An Ordinance transferring \$10,000.00 from Code Account No. 1461, Salaries, Regular Employes, Bureau of Fire, Department of Public Safety, to Bond Fund No. 166, General Public Improvements 1945 Series "A," for the construction of a new building to be known as No. 47 Engine House at 1124 West North avenue.

Also

No. 2700. Communication from Joseph P. McAteer, Esq., representing heirs of Anna C. Davidson, deceased, requesting refund of taxes paid for years 1937 to 1946, inclusive, because of prior razing of building.

Also

No. 2701. Communication from Brookline Joint Civic Committee, Paul N. Smith, Chairman, requesting Council to include in proposed People's Bond Issue such money as may be needed for the improvement of Brookline Boulevard, from Edgebrook avenue to a point near Birchland street.

Which were severally read and referred to the Committee on Finance..

Also

No. 2702. Petition of residents

of Talmadge way complaining of the condition of said way.

Which was read and referred to the Committee on Public Works.

Also

No. 2703. Communication from John S. Calderbank asking that the name of Woods Run avenue, from Brighton road to Oakdale street, be changed to Mairdale avenue.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2704. Communication from Beechview Post No. 740, American Legion, Peter A. Caruso, Post Commander, endorsing proposed Community Center on Broadway avenue.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Also

No. 2705. Resolution granting the necessary permit or license to T. A. Gallagher, et ux., owners of premises at 109 South 16th street, 17th Ward, to sewer said premises into the sewer outlet of W. T. Whitehouse, 108 South 17th Street, so that the sewerage from the Gallagher premises can be carried forward into the sewer outlet on property of A. F. Divens, 106 South 17th Street, for disposal into the public sewer located in South 17th Street.

Which was read and referred to the Committee on Health and Sanitation.

Mr. McArdle, at this time, presented

No. 2706. Petition for the placing of street lights at the intersection of Vinemont and Behrens street, at the upper end of Valora street and also between Shadyhill road and Jerome street.

Which was read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2707. Report of the Committee on Finance for July 1, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2516. An Ordinance entitled, "An Ordinance transferring the sum of \$600.00 from Code Account No. 1270, Salaries, Regular Employees, Division of Housing and Sanitary Inspection, to C. A. No. 1266, Supplies and C. A. No. 1269, Equipment, Division of Plumbing and House Drainage and C. A. 1272, Supplies, Division of Housing and Sanitary Inspection, Department of Public Health."

Which was read.

Also

Bill No. 2648. An Ordinance entitled, "An Ordinance transferring the sum of \$900.00 from Code Account 42, Contingent Fund, to Code Account 1030, Miscellaneous Services, and Code Account 1033, Equipment, Traffic Court, Mayor's Office."

In Finance Committee, July 1, 1947, bill read and ordered returned to Council with an affirmative recommendation, subject to report from the Budget Controller.

Which was read.

Also

No. 2708.

OFFICE OF BUDGET CONTROLLER

July 7, 1947.

President and Members,
City Council,
City of Pittsburgh.

In Re: Bill No. 2648

Gentlemen:

At a meeting of the Committee on Finance, held July 1, 1947, Bill No. 2648, "An Ordinance transferring the sum of \$900.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1030, Miscellaneous Services and Code Account No. 1033, Equipment, Traffic Court," was affirmed subject to report of the Budget Controller.

The above transfer of \$900.00 is needed for the purchase of two new typewriters and for the repair of adding machines, typewriters and other office machines. Also for the bonding of five employees who were not previously bonded. Due to increase in traffic cases, the office

machines are in constant use and need frequent repairs.

Respectfully submitted,

JOHN DUGGAN,

Budget Controller

Which was read, received and filed

Also

Bill No. 2652. An Ordinance entitled, "An Ordinance transferring the sum of \$16,300.00 from Code Account Nos. 1513, 1514, 1515 and 1516 to Code Account Nos. 1514-2, 1514-3, 1515-1, 1515-2, 1516-1 and 1671, Bureau of Automotive Equipment and Bureau of City Refuse, Department of Public Works."

Which was read.

Also

Bill No. 2659. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the repairs, improvements and alterations to the building known as No. 2 Police Station, Bureau of Police, and for the payment of the costs thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler

Stewart

Duff

Weir

Leonard

Wolk

McArdle

Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2556. An Ordinance entitled, "An Ordinance declaring the need for the creation of a Parking Au-

thority, to function within the territorial limits of the City of Pittsburgh, signifying the intention of the City of Pittsburgh to organize such an Authority, and authorizing the proper officers to file Articles of Incorporation with the Secretary of the Commonwealth pursuant to the Parking Authority Law, approved June 5, 1947."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Demmler:

Mr. President: There is again before the Council for passage Bill No. 2556, File No. 1225, which declares the need, in the interest of public safety, convenience and welfare, for the creation of a Parking Authority, to provide off-street parking facilities for the relief of traffic congestion in certain areas, and signifies the intent to organize such a Parking Authority.

When this Bill was before Council on Monday, June 16th, I placed a prepared statement on the record. I now ask for unanimous consent to place another prepared statement on this subject on the record. Do I have this consent?

The Chair:

Yes.

Mr. Demmler:

Mr. President and Members of Council: The bill before us is the legislation necessary to put into action the permission given by the State Legislature to cities of the second class to create "Parking Authorities." The State legislation is known as House Bill No. 542, introduced March 3, 1947, amended on third reading in the House on May 13, 1947. In this Act there are set forth in Section 2 nine findings and declaration of policy as to the need for parking facilities. I do not take issue with these statements. The creation of an Authority and the carrying out of the work assigned will help the parking problem. However, it will not solve the traffic

problem. The traffic problem will require continued enforcement and revision. I know of no other city that is trying to solve its parking and traffic problem by the use of a parking authority. I believe that "if the providing of parking space for the private automobiles is a municipal function," then this function should be the direct responsibility of the Council and the Mayor, or the elected officials. I do not believe that this great responsibility, with all the powers given by the Authority Act, should be placed in an appointed board.

So that there is no misunderstanding of the tax exemption regarding this Authority, I quote Section 15 of the Act:

"Section 15. Exemption from Taxation and Payments in lieu of Taxes.

The effectuation of the authorized purposes of Authorities created under this act shall and will be in all respects for the benefit of the residents of cities of the second class for the increase of their commerce and prosperity and for the improvement of their health, safety and living conditions and since such Authorities will be performing essential governmental functions in effectuating such purposes such Authorities shall not be required to pay any taxes or assessments upon any property acquired or used by them for such purposes Provided, however, That in lieu of such taxes or special assessments an Authority may agree to make payments to the city or the county or any political subdivision. The bonds issued by any Authority their transfer and the income therefrom, including any profits made on the sale thereof shall at all times be free from taxation within the Commonwealth of Pennsylvania."

I believe that all properties should bear their full share of taxes and there should be no special exemption given to Authorities. I have heard it stated at various times that the housing authorities, Federal and State properties, utilities properties, etc., should bear their just share of taxation. I have also heard it said that people living in the suburbs surrounding Pittsburgh do not pay city taxes. If a detailed check could be made of all the private automobiles seeking parking space in Pittsburgh, I believe it

would show that a great percentage of these automobiles would be found to be from outside the City. Should this be true, then this would be another reason why parking of private automobiles should not be provided at the cost of the taxpayers of the City of Pittsburgh.

For the reasons given in this statement and in my statement of June 16th, I will vote No on this legislation.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)
Stewart	

Noes: Mr. Demmler.

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2658. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing, delivery and installation of electrical equipment and cable work; the alteration and addition to the police radio building and professional expenses in connection therewith, for the centralization of the police communication system, and for the payment therefor."

In Finance Committee, July 1, 1947, bill read and amended in Section 1 by inserting after the words "Bond Fund No." the words, "166-6, Construction No. 4 Police Station," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2395. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the repaving and/or otherwise improving of Heinz street, East Ohio street, and Thirty-second street, and for the payment of the cost thereof."

In Finance Committee, July 1, 1947, bill read and amended in Section 1 by striking out the words, "chargeable to and payable from Bond Fund No. 177, Resurfacing City Streets" and by inserting in lieu thereof the words, "\$10,000.00 to be chargeable to and payable from Bond Fund 166-6, and \$5,000.00 from Bond Fund 166-10, General Public Improvement Bonds, 1945, Series A." and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2666. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of John W. Kelly, 3482 Beechwood Boulevard, in the sum of \$115.00, for services rendered the Supervision of City Stables, Office of the Mayor, without previous authority of law."

In Finance Committee, July 1, 1947, bill read and ordered returned to Council with an affirmative recommendation, subject to report from the Budget Controller.

Which was read.

Also

No. 2709.

Pittsburgh, Pa., July 7, 1947.

President and Members,
City Council
City of Pittsburgh

In re. Bill No. 2666.

Gentlemen:

At the meeting of the Committee on Finance held Tuesday, July 1, 1947, Bill

No. 2666, "An Ordinance authorizing the issuance of a warrant in favor of John W. Kelly in the sum of \$115.00 for services rendered the Supervision of City Stables, Office of the Mayor," without previous authority of law, was affirmed subject to report from the Budget Controller.

Upon investigation I find that the sum of \$115.00 should be paid to John W. Kelly for his service for re-shoeing horses in the City Stables.

Respectfully submitted,
JOHN DUGGAN,
Budget Controller.

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2650. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$35.00 in full settlement of unpaid metered water charges against the property of John C. Nock, 902 James street, 23rd Ward, for the year 1943.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2649. Resolution authorizing the issuing of a warrant in favor of M. D. Waller in the sum of \$181.00 in full settlement of his claim against the City for automobile damaged February 25, 1947, on Crane avenue by Bureau of Highways and Sewers truck, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Leonard (for Mr. Gallagher) presented

No. 2710. Report of the Committee on Public Works for July 1, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2434. An Ordinance entitled, "An Ordinance authorizing and directing the Grading, Paving and Curbing of Chartiers avenue from Haven street to Windgap road, including other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 2472. An Ordinance entitled, "An Ordinance widening Portman avenue at the intersection of Richards street and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Also

Bill No. 2473. An Ordinance entitled, "An Ordinance widening Hewitt street at the intersection of Portman avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bills passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Wolk presented

No. 2711. Report of the Committee on Public Service and Surveys for July 1, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2665. An Ordinance entitled, 'An Ordinance locating Fifth avenue at a width of 84 feet from the angle west of Shady avenue to Franks-town avenue in the 7th, 12th and 14th Wards of the City of Pittsburgh by revising the lines thereof and including Fifth avenue, a street having a width of 60 feet, so that the street, as located, shall be included within the street lines as hereinafter described.'

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't.).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 2712. Report of the Committee on Filtration and Water for July 1, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2647. An Ordinance entitled, "An Ordinance repealing Ordinance No. 115, entitled, 'An Ordinance providing for a contract or contracts for equipment and building repairs and appurtenances at Ross and Howard Pumping Stations, and appropriating funds for the payment of the cost thereof,' approved April 10, 1947."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 2713. Report of the Committee on Lands, Buildings and Housing for July 1, 1947, transmitting an ordinance and two resolutions to Council.

Which was read, received and filed.

Also

Bill No. 2566. An Ordinance

entitled, "An Ordinance declaring the intention of the City of Pittsburgh to acquire fee simple title to the property known as the Diamond Market House, situate at the intersection of Diamond and Market streets, City of Pittsburgh; authorizing and directing the City Solicitor to proceed to acquire fee simple title to the said Diamond Market House property under the provisions of the Act of July 2, 1937, P. L. 2793, and authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to advertise for sale and to sell and convey the Diamond Market House property to the highest responsible bidder at public sale."

In Lands, Buildings and Housing Committee, July 1, 1947, bill read and amended in Section 3 by inserting at the end thereof the words, "subject to the approval of City Council," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Leonard:

Mr. President:—In regard to Bill No. 2566, as I stated in Committee, I don't think this is a proper piece of legislation to come before Council. I think it is all right for the City to get a clear title, but I don't see why we should pass this piece of legislation authorizing the sale of the Market House. In the first place we don't know if we can do it or not and in the second place why don't we explain what our intention is. If we do get clear title and say we get seven hundred fifty thousand dollars—I think the property is worth at least a million dollars, maybe more, we will be obligated by an agreement that will make us invest that money in a farmers' market and so on. I also think we should have some kind of a policy whether we are going to make provisions to take care of the people in the Farmers' Market. I don't think we want to stand up and throw forty, fifty or sixty people out of a livelihood after we have had them

there for a period of eighty years, maybe longer. I feel that way because I was raised in a small grocery store. I don't think we should throw the tenants out and throw it over to monopolies. I think the people should have stands in the Market House and I am not interested in the Association. I am interested in the individual. I think they should have the opportunity to continue in business and I think the City of Pittsburgh should make provisions for the so-called Farmers' Market. I venture to say that if you go into any other city they all have a farmers' market. Maybe the people today are not able to get bargain prices, but there are a lot of people interested and I don't think we should throw them out, and for that reason I am criticizing this bill. I just say we are advertising that site for sale and we don't know whether we can sell it and if we do sell it we don't know whether we can put the money in our general treasury. These eighty or a hundred people are entitled to better treatment than being just brushed aside.

Mr. McArdle:

Mr. President:—As I understand that bill, I think we have a right to find out whether or not we own the Market House and what we can do with it. I think, before we get to the point of selling the Market House it will be some two or three years in advance of today, and the purpose as I understand it, in having the authority to sell it so that we can probably move along and get fast action in our Court proceedings.

The mere authority to ask for bids to put the property up for sale does not mean we will accept an offer of sale when it is given to us. I think this is one way of giving the people in the Market notice that we are thinking about disposing of that property. If we cannot sell it—cannot deliver a clear title to it, then naturally we will make some other arrangements. I presume. But I don't see where anybody down there right now is being hurt any. I don't think there is a possibility of having this legal business consummated in less than two years, and I think after we have this before us I think we can make a decision whether we want to accept a price that is offered to us. But I think this is the way to give notice that we

are thinking of disposing of that market property.

Mr. Leonard:

Mr. President:—What are our plans? What are the City's plans? Do they plan a future market, a place for people to purchase things? I think that should be considered. And also, if we do sell it are we obligated or not to use that money to build a new market with facilities for a farmers' market? I was pretty hot when it came into Council but Council amended it in Committee. When the bill came in it wouldn't have come back to Council to sell it. As far as I am concerned, I am not being a party to getting seven hundred fifty thousand dollars. That is pretty valuable property.

Mr. McArdle:

Mr. President:—Certainly it is always brought back to Council for approval. If this property is sold it will be sold through that same channel and certainly it will be discussed in Council before any final action is taken.

Mr. Leonard:

You think it will be two years before anything is done?

Mr. McArdle:

Before we can get it through Court.

Mr. Duff:

Mr. President:—The purpose of this bill is to vest the City with a fee simple title instead of a limited title which they have at the present time. The clause with respect to the sale is necessarily subordinate to that part of the bill. I feel that in following the provisions of the Act to acquire an absolute title it will require some considerable period of time because of advertisements we have to resort to. As far as any expectant interest in the land we will have notice of it. I feel with Mr. Leonard that the Farmers' Market does supply a well defined need here in the City, and I am very much in favor of making some provisions for the continuance of a market of that character, although I don't feel that the amount of business done down there warrants the use of that very valuable property. I think this farmers' market

could be supplied by the city for a much less price.

So far as the rights of the present tenants and standholders are concerned I think it might be the feeling of the Council generally that consideration be given the rights of those people so that adequate opportunity will be given them to get other places. I think there will be a sufficient period of time elapse before they will be compelled to get out of the premises.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler,

Weir

Duff

Wolk

McArdle

Kilgallen, (Pres't)

Stewart

Noes: Mr. Leonard.

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2663. Resolution authorizing and directing the Law Department to petition the Court for the sale to John Bradley and Daisy G. Bradley, his wife, all that certain lot or piece of ground situate in the 19th Ward, being Lot No. 97 on Chelton avenue in the Brookline 5th Plan for the sum of \$275.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 2664. Resolution authorizing and directing the Law Department to petition the Court for the sale to August Heisler and Zella M. Heisler, his wife, all that certain lot or piece of ground situate in the 20th Ward, be-

ing Lot No. 39 on Denlin avenue in the Neeld Plan for the sum of \$100.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Stewart presented

No. 2714. Communication from the Buhl Foundation, Charles F. Lewis, Director, requesting that City Council appoint a member of Council to the Board of Trustees to replace the late Councilman Fred W. Weir.

Which was read, received and filed.

Mr. Stewart also presented

No. 2715. RESOLVED, That Frederic G. Weir is hereby designated as the representative of City Council of Pittsburgh on the Board of Trustee of the Buhl Planetarium.

Which was read.

Mr. Stewart moved

The adoption of the resolution. Upon which motion the ayes and noes were taken, and being taken were:

Ayes: Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

(Mr. Weir not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair announced the appointment of Mr. Weir as a member of the Committee on the Carnegie Free Library of Allegheny; and also a member of the Board of Trustees, Carnegie Institute.

Mr. Leonard presented

No. 2716. Petition from residents of the City requesting consideration of appeal not to enforce the Smoke Control Bill because their homes are in such condition that a tremendous amount of cost would be involved to reconvert the present heating systems to burn other fuel, and cannot afford to expend the amount of money involved to purchase so-called smokeless fuel.

Which was read.

Mr. Leonard moved

That the petition be referred to the Bureau of Smoke Prevention for a report as the merits of the statements in the petition.

Which motion prevailed.

The Chair presented

No. 2717. An Ordinance providing for a contract or contracts for the repairing, alterations and improvements of No. 11 Police Station and No. 34 Engine House, and for the payment of the cost thereof.

Which was read and referred to the Committee on Finance.

Mr. Weir moved

That the Minutes of Council of Monday, June 30, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, July 14, 1947.

No. 29.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, July 14, 1947.

Council met.

Present:—Messrs.

Demmler

Stewart

Duff

Weir

Leonard

Wolk

McArdle

Kilgallen, (Pres't)

Absent: Mr. Gallagher.

PRESENTATIONS

Mr. Duff presented

No. 2718.

MAYOR'S OFFICE

July 12, 1947.

President and Members,

City Council

Gentlemen:

I have the honor to transmit, herewith, for appropriate action, legislation which provides for a vote of the people, at the September Primary Election, on a \$21,000,000 bond issue for the improvement of our city's capacity to render proper services to its citizens.

This proposal has received the very serious study, not only of the adminis-

trative officials of the city government, but of members of Council, meeting in successive conferences.

It is my belief that it represents a sound consensus, and I recommend it to your favorable consideration.

It will make it possible for the city, over a period of years, to:

Replace a group of old fire stations, all but tumble-down after more than a half century's services.

Modernize the Downtown and Hill District police stations, and replace completely the Oakland police station, moving it to a new and less costly site.

Install a modern centralized fire alarm system which will include the North Side.

Purchase quantities of new fire-fighting equipment, to be used throughout the city.

Resurface streets throughout the city.

Pay the city's share of property damages incurred in the construction of the Crosstown Boulevard.

Pay the city's share of property damages incurred in the extension of Ohio River boulevard.

Construct the Negley Run Parkway, a new boulevard into East Liberty.

Keep in action our program to replace wooden steps with concrete steps at every point where such steps are needed.

Provide the means for better and more economical garbage and rubbish disposal.

Build a central warehouse and garage for the city's supplies and motor ve-

hicles, and division headquarters for the working crews of the Public Works Department.

Correct improper sewer conditions in many sections of our city.

Add necessary safeguards for our water supply.

Make it possible to extend water lines into new developments.

Boost the carrying capacity of old water lines, adding to the water supply available in thousands of homes, and making the supply sufficient to meet fire emergencies.

Develop a continuing replacement program to eliminate obscure, defaced, and hard-to-read street signs and markers.

Increase the usefulness of the parks and playgrounds system, by putting the present physical plant in shape for maximum use and enjoyment.

Add new swimming pools at Riverview Park, in Schenley Oval, in Mt. Washington, in Bloomfield, and at Kennard Playground in Soho.

Continue the development of Mellon Park.

Begin a junior playground development plan for neighborhoods neglected in the original planning of the system.

Complete the modernization and improvement of Highland Park Zoo.

Construct a new conservatory-aviary in the North Side.

Convert the South Side Market House into a recreation center.

Build new branch libraries in Beechview and Knoxville-Carrick.

Renovate the lighting and power system at the Central Library in Oakland.

The bond issue program has been pared down to the present essentials of community life in Pittsburgh. The city, like so many home owners and business enterprises, has deferred necessary replacements and improvements during five years of war and two years of post-war scarcities. It must now begin to put

its physical plant in order, or pay the penalties of delay in much greater maintenance and eventual reconstruction costs.

The improvement program will proceed on a schedule, which will insure proper planning, proper execution, such price benefits as the future may bring, and sound financial planning.

Actually, it will be a Five Year Plan.

The city's debt structure is now favorable for such scheduling. Since 1940, the city's debt has been reduced by \$13,000,000. In the next five years, the city will pay off \$21,240,000 in maturing bonds. The new bonds for the improvement program will be issued only as the old debt is discharged, and the city's obligations will be no higher at the end of the five year period than they are today. The annual interest charges on the debt will be somewhat less, because the city now sells its bonds at much lower rates of interest than it did when its present debt was incurred.

No additional city taxes will be necessary to finance the improvement program. New revenues are necessary to meet the city's present annual operating costs.

Adherence to schedule will make sure that debt retirement and interest payments will not increase the city's annual budgets.

In the execution of the building program, the most pressing items—and the least costly at present prices—will be at the top of the construction schedule. It will be good business for the city to "wait out" some of the major building units until prices are lower and stabilized.

Amounts allotted to the various projects are not absolutely fixed, because of the uncertainty of calculating costs for projects that are two, three, four, or five years away from actual construction. But the major groupings have been assigned quotas, which will be included in the ballot question.

Public Safety Department projects are allocated \$2,200,000.

Public Works Department projects are allocated \$14,800,000.

Parks and recreation projects are allocated \$3,800,000.

Library projects are allocated \$200,000.

The ballot will call for a "yes" or "no" vote on the whole issue.

It is my hope that, in the interests of the city, the people will vote "yes." I know that the members of Council will join with me in giving them the factual basis on which to form their opinions and to make their decision.

Pittsburgh is renewing its vigor in an unparalleled drive for civic improvement. Our city is determined to progress. Its municipal services are an essential factor in its rate of growth and redevelopment.

The community effort here is based upon thorough-going cooperation between the City, County, State and Federal Government, supported wholeheartedly by able civic groups which are better organized and more effective than ever before in Pittsburgh's history. Through this improvement program, the city government will meet its responsibilities.

Yours very truly,
DAVID L. LAWRENCE,
Mayor.

Also

No. 2719. An Ordinance signifying the desire of the corporate authorities of the City of Pittsburgh that the indebtedness of the City of Pittsburgh be increased in the amount of Twenty-one million dollars (\$21,000,000.00), for the purpose of paying the cost, damages and expenses of making improvements generally in the City, and providing that said proposition shall be submitted to the electors of the City of Pittsburgh at the primary election to be held on the 9th day of September, 1947.

Also

No. 2720. Communication from the City Controller submitting statement of Net Debt and Debt Incurring Margin of the City of Pittsburgh as at May 31, 1947.

Also

No. 2721. Resolution authoriz-

ing the City Treasurer and Tax Collector to accept from the Commissioners of Allegheny County credit memoranda and to apply the same against and to the credit of water charges at face, without penalty and interest, of the Allegheny County Work House, Account No. 24-F-25, for the years 1946 and 1947.

Also

No. 2722. Resolution authorizing the issuing of a warrant in favor of James B. Parker, for the sum of \$125.00, in full settlement of claim against the City for automobile damaged March 5, 1947, at Wylie Avenue and Tunnel street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2723. Resolution authorizing the issuing of a warrant in favor of Harry E. Seibel, for the sum of \$1456.35, in full settlement of claim against the City for automobile damaged May 7, 1947 by Department of Parks and Recreation jeep at Madison avenue and Canal street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2724. Resolution authorizing the issuing of a warrant in favor of George Svatko, for the sum of \$250.00, in full settlement of claim against the City for personal injuries sustained January 26, 1947 on Boehm street steps leading from Second avenue, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2725. Resolution authorizing and directing the City Solicitor to mark the tax liens filed for the years 1931 to 1938, inclusive, against the Monumental Baptist Church, situate at 2040 Rose street, "Satisfied," without payment, upon receipt of the costs accrued thereon.

Which were severally read and referred to the Committee on Finance.

Mr. Leonard (for Mr. Gallagher) presented

No. 2726. An Ordinance providing for a contract or contracts for widening, regrading, paving and curbing of the southeast and southwest corners of Beechview avenue, and the northeast

and northwest corners of Tropical avenue at their intersection with Crane avenue, and for the payment of the cost thereof.

Also

No. 2727. Resolution authorizing the issuing of warrants in favor of the following persons, refunding amounts paid for street opening permits which were not used, and charging same to Code Account No. 42, Contingent Fund: Matters Bros. for \$18.00; Lewis C. Keith, \$14.00; R. C. Michaels, \$32.00; M. S. Martin, \$13.00; Weldon-Kelly Co., \$14.00; C. J. Connelly, \$27.00, and Sauer, Inc., \$18.00.

Which were read and referred to the Committee on Finance.

Also

No. 2728. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30 by changing from a Forty-five Foot District to a Thirty-five Foot District, all that certain property, now classified "A-B" Residence District, fronting on the southerly side of Penn avenue extending eastwardly from South Richland street to South Braddock avenue.

Which was read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 2729. An Ordinance transferring the sum of \$1,500.00 from Code Account No. 1443 to Code Account No. 1445, Bureau of Police, D. P. S.

Also

No. 2730. Communication from the Department of Public Safety asking permission for Patrolman George W. Purvis of the Bureau of Police to attend the Federal Bureau of Investigation's National Academy, Washington, D. C., from July 14 to October 21, 1947, at a cost of \$625.00.

Which were read and referred to the Committee on Finance.

Also

No. 2731. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of electric refrigerators with storage tanks for the Bureau of Fire, Department of Public Safety, and for the pay-

ment thereof.

Also

No. 2732. An Ordinance authorizing and directing the Superintendent of the Bureau of Building Inspection to issue to the Board of Public Education permits for the erection of two temporary one-story frame school buildings on the site adjacent to the Connelley Trade School at the corner of Bedford avenue and Fullerton street, one building for use as a carpenter shop to be 40x100 feet in size and the other for use as an electric shop to be 32 feet x 208 feet 10 inches, both to be equipped with exit facilities and other safeguards which are considered adequate by the Superintendent, said buildings to be vacated and razed not later than June 30, 1949.

Also

No. 2733. An Ordinance prohibiting smoking or carrying lighted cigarettes, etc., in retail stores in the City of Pittsburgh, except in certain specified places, and providing penalties therefor.

Which were severally read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 2734. Communication from the Department of Lands and Buildings with reference to replacement of two hot water circulating tanks in the City-County Building at a cost of \$1,800.00.

Also

No. 2735. An Ordinance appropriating and setting aside the sum of \$1,800.00 for the City's share of the purchase of two hot water circulating tanks in the City-County Building.

Also

No. 2736. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an Agreement with the Federal Public Housing Authority ratifying the Agreement entered into by the Housing Authority of the City of Pittsburgh amending the contract between the City of Pittsburgh and the Federal Public Housing Authority so as to permit the retention of certain portions of net revenue at the end of the

Federal fiscal year for the establishment of a reserve for repairs and maintenance for veteran housing units.

Also

No. 2737. An Ordinance transferring \$496.00 from Code Account No. 367-8, Wages, Temp. Emp., Steamfitter, to Code Account No. 1367-10, Wages, Temp. Emp., Marble Setters, Department of Lands and Buildings.

Which were severally read and referred to the Committee on Finance.

Also

No. 2738. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheets Z-O-W15 and Z-N10-W15 by changing from a "B" Residence and First Area District to a Commercial and Third Area District, all that certain property bounded by Steuben street; the northwesterly line of property now or late of William Arlet and John A. Arlet, Jr.; a line parallel to and distant 200 feet northeastwardly from Steuben street; and the easterly line of property now or late of A. Mazzhochi.

Which was read and referred to the Committee on Public Works.

Also

No. 2739. Resolution authorizing and directing the Mayor to execute and deliver a deed to Joseph B. Bloom and Alma C. Bloom, his wife, for the sum of \$200.00, for all those certain lots or pieces of ground situate in the 14th Ward, being Lots 13 and 14 on Fernwald road in the Park Edge Acres Plan, provided that the balance of the purchase money, namely, \$180.00, shall be paid within 90 days from the date hereof, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void.

Also

No. 2740. Resolution authorizing and directing the Law Department to petition the Court for the sale of Lot No. 424 on Keever avenue in the Crafton Terrace Plan, to Sally H. Kalet, for the sum of \$50.00, and authorizing the proper officers of the City, upon confirmation by the Court, to satisfy all tax and municipal claims against said property.

Also

No. 2741. Resolution amending Resolution No. 233, approved September 24, 1946, authorizing the sale of Lot No. 30 on Jackson street, 11th Ward, to Abe Weiss and Martha B. Weiss, his wife, for the sum of \$1,400.00, by providing that the office of Solicitor for City and School Tax Liens shall proceed with an Action to Quiet Title and that the costs be deducted from the sale price.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Wolk presented

No. 2742. An Ordinance granting unto the Housing Authority of the City of Pittsburgh, Pennsylvania, their successors or assigns, the right and privilege to construct, maintain and use a Steam Line Tunnel in Kirkpatrick street, in the 5th Ward, Pittsburgh, Pennsylvania.

Also

No. 2743. An Ordinance granting unto Kurtz Bros. Inc. of Clearfield, Pennsylvania, their successors or assigns, the right and privilege to construct, maintain and use footer courses in the northerly sidewalk area of Bennett street, and the southerly sidewalk area of Cone-maugh street, in the 13th Ward, Pittsburgh, Pennsylvania.

Also

No. 2744. An Ordinance granting unto McCann and Company of Pittsburgh, their successors or assigns, the right and privilege to construct, maintain and use footer course in the southerly sidewalk area of Center avenue, in the 11th Ward, Pittsburgh, Pennsylvania.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2745. Communication from Harold K. Brooks, Esq., requesting exoneration of sewer liens on property of Peter J. and Carmella Cheroki on Fiat street.

Which was read and referred to the Committee on Finance.

Also

No. 2746. Petition for the wid-

ening at certain points of Jerome street, 28th Ward; change of grade thereon, and for the placing of cinders thereon, etc.

Also

No. 2747. Petition of property owners on Reckes Way (rear of 2903 Spring Garden avenue), 26th Ward, requesting a storm sewer on said way.

Which were read and referred to the Committee on Public Works.

Also

No. 2748. Communication from Department of Lands and Buildings relative to hot and cold water supply lines at No. 17 Fire Engine Company.

Also

No. 2749. Petition from residents of the 32nd Ward requesting study and correction of traffic hazard at intersection of Routes 51 and 88 caused by the discontinuing of directional signals of traffic light at midnight.

Which were read and referred to the Committee on Public Safety.

Also

No. 2750. Report of the Department of Public Works showing streets repaired by the Asphalt Division, Bureau of Highways and Sewers, during the week ending July 5, 1947.

Which was read, received and filed.

Also

No. 2751. Report of the Pittsburgh Police Revolver Team of its activities at the Eastern Regional Matches held at Quantico, Va.

Which was read, received and filed.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2752. Report of the Committee on Finance for July 8, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2660. An Ordinance entitled, "An Ordinance transferring the sum of \$2,000.00 from Code Account No. 1443 to Code Account Nos. 1445 and 1452, Bureau of Police, D. P. S."

Which was read.

Also

Bill No. 2679. An Ordinance entitled, "An Ordinance transferring the sum of \$250.00 to Code Account No. 1143, Supplies, from Code Account No. 1146, Equipment, Board of Water Assessors."

Which was read.

Also

Bill No. 2685. An Ordinance entitled, "An Ordinance amending Section 42, Bureau of Police, Department of Public Safety, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

Which was read.

Also

Bill No. 2686. An Ordinance entitled, "An Ordinance amending Section 44, Bureau of Fire, Department of Public Safety, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

Which was read.

Also

Bill No. 2688. An Ordinance entitled, "An Ordinance amending Sections 1 and 2 of Ordinance No. 358, entitled, 'An Ordinance authorizing a contract or contracts for the construction of a fire engine house and a police station, and appropriating funds therefor,' approved October 23, 1945."

Which was read

Also

Bill No. 2692. An Ordinance entitled, "An Ordinance transferring \$1,400.00 from Code Account No. 1368, Salaries, Regular Employees, to Code Account No. 1367-3, Wages, Tem. Emp., Plumbers, Department of Lands and Buildings."

Which was read.

Also

Bill No. 2696. An Ordinance entitled, "An Ordinance supplementing

Section 83, Bureau of Grounds and Buildings, Central Division, of Ordinance No. 501, approved December 28, 1946, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' as amended by Ordinance No. 158, approved May 14, 1947."

Which was read.

Also

Bill No. 2697. An Ordinance entitled, "An Ordinance supplementing Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946, by adding thereto a new section to be known as Section 79a, Department of Parks and Recreation."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2687. An Ordinance entitled, "An Ordinance supplementing Section 42, Department of Public Safety, Bureau of Police, of Ordinance No. 501, approved December 28, 1946, entitled, 'An Ordinance fixing the number of officers and employees of all departments

of the City of Pittsburgh, and the rate of compensation thereof.'"

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Duff moved

To amend the bill by inserting a new section to be known as Section 3, as follows:

"SECTION 3. This Ordinance shall be effective as of the first day of June, 1947".

Which motion prevailed.

And the bill having been printed as amended and placed upon the members' desks, was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2680. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Smith Bros. Co., Inc., for \$317.48, in payment for printing Briefs for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2681. Resolution authorizing the City Treasurer to mark "satisfied without payment" the balance of \$18.86 assessed in the year 1932 against the property in the name of Frank Golob, 5417-5417½ and 5419 Carnegie street, 10th Ward.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2698. Resolution authorizing and directing the City Solicitor to satisfy the sidewalk lien at M. L. D. 19 April Term, 1947, against Jennie E. Stephens and Joseph A. Stephens, 5347 Second avenue, in the sum of \$594.31 for the reason that the original sidewalk was destroyed by the construc-

tion of a sewer, and charging the costs to the City.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

Noes: Mr. Demmler.

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2693. Resolution authorizing the issuing of a warrant in favor of James J. Cravotta in the sum of \$300.00, refunding one-half of the purchase price for Lot Nos. 381 to 384 on Olivia street, 14th Ward, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Leonard (for Mr. Gallagher) presented

No. 2753. Report of the Committee on Public Works for July 8, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2575. An Ordinance entitled, "An Ordinance changing the lines of, opening and widening Allender avenue from Banksville avenue to a point 404.86 feet south of Hayson avenue, vacating portions of the present Allender avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk,
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2577. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheet Z-S10-O, by changing from an 'A' Residence and

Second Area District to a Commercial and Third Area District, all that certain property at the southeast corner of Realty and Coast avenues, having frontages of 60 feet and 115 feet respectively."

Which was read.

Also

Bill No. 2578. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E15, by changing from an 'A' Residence District to a Commercial District, Class 'A,' all that certain property bounded by Centre avenue; North Neville street; a line parallel with and distant 100 feet southwardly from Centre avenue, and Melwood street."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk.
McArdle	Kilgallen, (Pres't).

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bills passed finally, in accordance with the provisions of the Act of Assembly of May 11, 1921, which provides that, where a protest is filed against a proposed zoning amendment, a three-fourths vote of all the members of Council in the affirmative shall be required for final passage.

Mr. Leonard presented

No. 2754. Report of the Committee on Public Safety for July 8, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2689. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of fire hose for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 2690. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Beds, Bed Springs and Gas Ranges for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law. and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. McArdle presented

No. 2755. Report of the Committee on Lands, Buildings and Housing for July 8, 1947, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2694. Resolution au-

thorizing and directing the Law Department to petition the Court for the sale to Philomena Kiefer all that certain lot or piece of ground situate in the 28th Ward, being Lot No. 254 on Roundtop street in the West Pittsburgh Plan for the sum of \$150.00, and authorizing and directing the proper officers of the City, upon confirmation by the Court, to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 2695. Resolution authorizing and directing the Mayor to execute a quit-claim deed for vacant lot in the 28th Ward, owned by Roberta Nycum, described as Lot 25x100 Steubenville Pike No. 457, West Pittsburgh Plan, to Roberta Nycum.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 2756.

Pittsburgh, Pa., July 10, 1947.
President and Members of City Council,
City of Pittsburgh.

Gentlemen:

I have the honor of submitting for confirmation to your body, the name of Harold F. Burnworth, as a member of the Sinking Fund Commission of the City of Pittsburgh.

Mr. Burnworth is named to succeed

himself, as his present term expired on June 30th, 1947.

Very truly yours,

DAVID L. LAWRENCE,

Mayor.

Which was read, received and filed.

Also

No. 2757. RESOLVED, That the appointment by the Mayor of Harold F. Burnworth as a member of the Sinking Fund Commission of the City of Pittsburgh to succeed himself be and the same is hereby approved and confirmed.

Which was read.

Mr. Stewart moved

The adoption of the resolution. Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Wolk:

Mr. President:—Those who suffer from hay fever and other related allergy diseases are entitled to the support of local governments as well as their neighbors in the attainment of relief from their suffering. Ragweed and other noxious weeds should be cut or destroyed with the aid of chemicals so that those who require relief can obtain it. If the communities of Allegheny County and the people upon whose lots ragweed or other noxious weeds grow will cooperate this relief can be obtained, and if everyone does his part the cost will be very small. Here is an opportunity to display real cooperation among the communities of Allegheny County and at the same time serve a great number of people who suffer from ragweed or other noxious weeds at this time of the year.

The City of Pittsburgh has an ordinance which prohibits the growth in excess of one foot on any land in the City of Pittsburgh of any ragweed or other species of noxious weeds, plants

or growth and provides for penalties for those who violate the terms of the ordinance. It shouldn't be necessary to penalize anyone for violation of the ordinance for the reason that the cost of complying with its terms is so small. The City of Pittsburgh has provided money to take care of all City property. If every land owner will do his part, we can give some relief this year to those who suffer from these weeds and in two or three years give them very great relief.

The City of New York and surrounding communities, this summer, are carrying on an intensive campaign to solve this problem. New York is using a chemical called "2,4,-D" to eliminate the pollen from these weeds. If the communities of Allegheny County and the private land owners will use this chemical to destroy the pollen, we can give some relief to those who suffer from hay fever and other related allergy diseases.

We are on our way to make the Pittsburgh area a great place in which to live and work. Here is an opportunity not only to help in the solution of a public health problem but to show that cooperation among communities can really promote real progress. Let us all join together to help those who suffer from hay fever and other related allergy diseases.

Mr. Demmler:

Mr. President:—I would merely like to add to Mr. Wolk's statement that in the June issue of "The American City" there is an article by Philip Gorlin, Health Inspector, in charge of New York City Cooperative Ragweed Program, entitled, "Planning and Organizing a Ragweed Control Program."

Mr. Leonard moved

That the Department of Parks and Recreation be instructed to cut the weeds from Morningside avenue to the top of Stanton Heights.

Which motion prevailed.

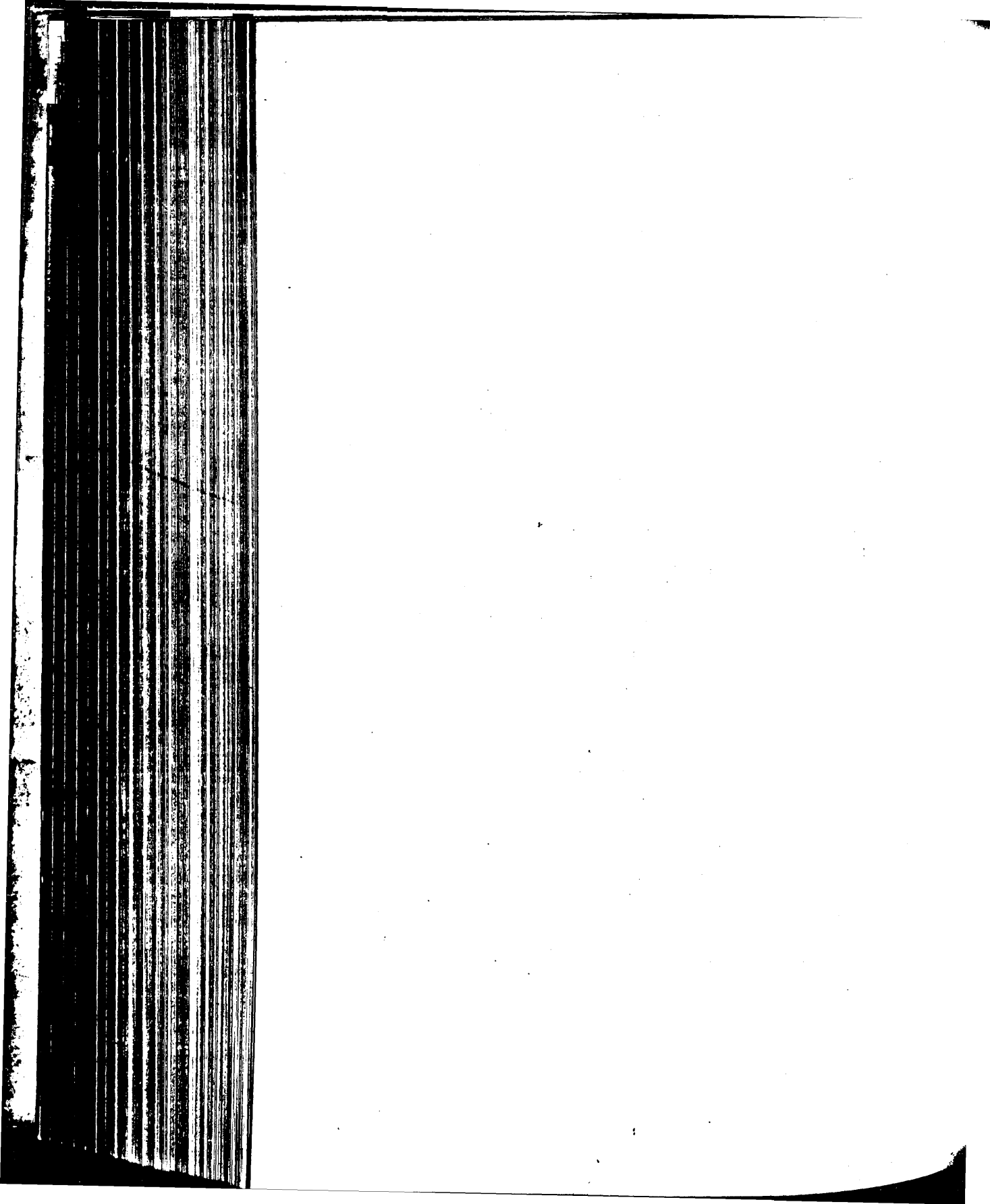
Mr. Weir moved

That the Minutes of Council of Monday, July 7, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, July 21, 1947.

No. 30.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN-----President

JAMES W. PATTERSON-----City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, July 21, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Absent: Mr. Gallagher.

PRESENTATIONS

Mr. Demmler presented

No. 2758. An Ordinance transferring the sum of \$6,500.00 from C. A. 1743 and 1744 to C. A. 1767, 1771, 1772 and 1774 in the Bureau of Water, Department of Public Works.

Also

No. 2759. Communication from Reed, Smith, Shaw & McClay, Attorneys, relative to compromise settlement of delinquent water rents against property at 2205 Wylie avenue, Fifth Ward, held in the name of Dora Fuss.

Which were read and referred to the Committee on Finance.

Also

No. 2760. Communication from

Wm. A. England, Borough Secretary, Crafton Borough, asking that certain conditions at the "Sanitary Fill" in the 28th Ward operated by the City be corrected.

Which was read and referred to the Committee on Public Works.

Also

No. 2761. Communication from the North Side Real Estate Company offering to purchase City property located at 208 South Diamond street.

Which was read and referred to the Committee on Lands, Buildings and Housing.

Mr. Duff presented

No. 2762. An Ordinance authorizing and directing the City Treasurer and Collector of Delinquent Taxes to expend the additional sum of \$50.00, or as much thereof as may be required, from Code Account No. 1063, Miscellaneous Service, Department of City Treasurer, to pay shortages in tax payments of ten cents or less.

Also

No. 2763. Communication from the City Treasurer transmitting statement of the collection of delinquent taxes for the period July 1st to July 15, 1947; also statement of the collection of the accounts of the City Solicitor.

Which were read and referred to the Committee on Finance.

Also

No. 2764. Petition for repair of steps on Hazelton avenue, from Burgess street to Hazelton avenue.

Which was read and referred to the Committee on Public Works.

Mr. Leonard (for Mr. Gallagher) presented

No. 2765. An Ordinance accepting the dedication of property for the widening of N. Negley avenue at the intersection of Wellesley avenue and at the intersection of Hampton street, as shown on the plan of "Negley Park" in the 11th Ward of the City of Pittsburgh, laid out by the Negley Park Corporation, and widening N. Negley avenue at the intersection of Wellesley avenue and at the intersection of Hampton street.

Also

No. 2766. An Ordinance widening Wenzell avenue at the intersection of Mackinaw avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2767. An Ordinance widening Espy avenue from Wenzell avenue to the dividing line between the City of Pittsburgh and the Borough of Dormont, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 2768. An Ordinance transferring and appropriating the sum of \$30,000.00 from Bond Fund No. 166-6, Construction No. 4 Police Station, to Code Account No. -----, Department of Lands and Buildings, for the cost of reconstruction, alteration and improvement of No. 11 Police Station and No. 34 Fire Engine House, including engineering and architectural expenses in connection therewith.

Also

No. 2769. An Ordinance transferring \$10,000.00 from Bond Fund No. 166-6, Construction No. 4 Police Station, to Bond Fund No. 166-5, Construction No. 47 Engine House, for the cost of construction of No. 47 Engine House, including engineering and architectural expenses in connection therewith.

Also

No. 2770. Communication from

the Department of Public Safety asking permission for the Division Superintendent of the Bureau of Electricity to visit Chicago to inspect the police message center in that city.

Which were severally read and referred to the Committee on Finance.

Also

No. 2771. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of mattresses for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Also

No. 2772. An Ordinance providing for the letting of a contract or contracts for the purchase of six trucks and one automobile for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Also

No. 2773. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of oxygen breathing apparatus complete for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 2774. Petition for the vacation of Montezuma street for the enlargement of the Paulson Avenue Playground, Twelfth Ward.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Also

No. 2775. Petition for postponement of the Smoke Ordinance as of October 1, 1947.

Also

No. 2776. Petition for postponement of the Smoke Ordinance as of October 1, 1947.

Which were read and referred to the Committee on Health and Sanitation.

Mr. McArdle presented

No. 2777. An Ordinance amending Section 35, Department of Lands and

Buildings, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Which was read and referred to the Committee on Finance.

Also

No. 2778. Resolution authorizing the Mayor to join in a deed with the Board of Public Education and the County of Allegheny, conveying the jointly owned property acquired by Sheriff Deed D. T. D. No. 1411 January Term, 1933, from the Commonwealth Trust Company, being a vacant lot 90x125 feet and located at 336-338 Collins avenue, to Albert J. Mansmann Company for a gross consideration of \$3,000.00, less 5% commission or \$150.00 to be paid to John C. Young, 135 South Highland avenue, with a net return to the taxing bodies of \$2,850.00, and upon receipt of the sum set forth in the agreement, to execute and deliver a deed for the interest of the City of Pittsburgh in the said real estate.

Also

No. 2779. Resolution authorizing and directing the Law Department to petition the Court for the sale of a portion of Lot No. 196 on Meredith street, 29th Ward, to August P. Gloeckner and Anna G. Gloeckner, his wife, for the sum of \$100.00, and authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against said property.

Also

No. 2780. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to lease to the Highland Seaplane Base a parcel of land along the north bank of the Allegheny River near Ross Pumping Station for a term of 10 years, beginning on the first day of the month next following the date of approval of this resolution, at an annual rental of \$500.00, payable quarterly, in advance; provided that the existing lease dated November 1, 1945, shall be terminated the day prior to the effective date of this lease; and provided, further, that the lease shall contain a

provision that the City of Pittsburgh, at its option, may, upon 60 days' notice in writing to the lessee, cancel said lease, and provided, further, that it shall contain other terms, conditions and covenants as shall in form be approved by the City Solicitor.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 2781. An Ordinance authorizing the Director of the Department of Parks and Recreation to grant permission to the Kiwanis Club of Brentwood for the use of Phillips Park for a boxing show on Wednesday, August 13, 1947, from 6:00 P. M. to 11:00 P. M., and Monday, August 18, 1947, in case of rain.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Weir presented

No. 2782. Certificate of emergency signed by the Mayor and the City Controller relative to appointment of a House Director at the Municipal Hospital, Department of Public Health.

Also

No. 2783. An Ordinance supplementing Section 28, Municipal Hospital, Department of Public Health, of Ordinance No. 501, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Which were read and referred to the Committee on Finance.

Mr. Wolk presented

No. 2784. An Ordinance vacating a strip three feet wide along the southerly line of Kent way from Fifty-third street to Fifty-fourth street in the 10th Ward of the City of Pittsburgh.

Also

No. 2785. Communication from the Department of City Planning approving the ordinance locating Fifth avenue at a width of 84 feet and further recommending that the corner of Fifth avenue and Shady avenue be rounded, as well as other intersections on Fifth avenue.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2786. An Ordinance providing for a contract or contracts for altering and improving No. 34 Engine Company and No. 11 Police Station at Northumberland avenue and Asbury place, Pittsburgh, and for the payment of the costs thereof.

Also

No. 2787. Communication from James P. Ift, Jr., Esq., offering compromise settlement of delinquent water rents against property of Otto Seiwert located at 2101 Wharton street, 16th Ward.

Also

No. 2788. Communication from Thomas Allen, Business Representative, International Union of Elevator Constructors, Local Union No. 6, advising that on and after July 17, 1947, wage rate for its members will be \$2.29 per hour.

Also

No. 2789. Communication from Mrs. Wilhelmina Baker, 4636 Penn avenue, relative to injuries sustained and damage to clothing in amount of \$101.50, while attending policewomen's school at No. 11 Police Station.

Which were severally read and referred to the Committee on Finance.

Also

No. 2790. Communication from Clarence R. Abitz, 6735 McCandless avenue, opposing request of Steelwood Corporation to change zoning in Stanton Heights to permit erection of a shopping center.

Also

No. 2791. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N20-E30, by changing from a "B" Residence District to a Commercial District, all that certain property bounded by Mossfield street; Black street; Breesport street; the westerly line of lot numbered 123 in the plan of "Schenley View Place"; Stieb Way; the westerly line of

lot numbered 135 in the aforesaid plan; and Schenley avenue.

Which were read and referred to the Committee on Public Works.

Also

No. 2792. Communication from the City Controller submitting Audit Report of the Bureau of Infectious Diseases, Bureau of Inspection and the Bureau of Smoke Prevention in the Department of Public Health.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2793. Report of the Committee on Finance for July 15, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2719. An Ordinance entitled, "An Ordinance signifying the desire of the corporate authorities of the City of Pittsburgh that the indebtedness of the City of Pittsburgh be increased in the amount of Twenty-one million dollars (\$21,000,000.00) for the purpose of paying the cost, damages and expenses of making improvements generally in the City, and providing that said proposition shall be submitted to the electors of the City of Pittsburgh at the primary election to be held the 9th day of September, 1947."

Which was read.

Also

Bill No. 2729. An Ordinance entitled, "An Ordinance transferring the sum of \$1,500.00 from Code Account No. 1443 to Code Account No. 1445, Bureau of Police, D. P. S."

Which was read.

Also

Bill No. 2736. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an Agreement with the Federal Public Housing Authority ratifying the Agreement entered into by the Housing Authority of the City of Pittsburgh;

amending the contract between the City of Pittsburgh and the Federal Public Housing Authority so as to permit the retention of certain portions of net revenue at the end of the Federal fiscal year for the establishment of a reserve for repairs and maintenance for veteran housing units."

Which was read.

Also

Bill No. 2737. An Ordinance entitled, "An Ordinance transferring \$496.00 from Code Account No. 1367-8, Wages, Temp. Emp., Steamfitter, to Code Account No. 1367-10, Wages, Temp. Emp., Marble Setters, Department of Lands and Buildings."

Which was read.

Also

Bill No. 2583. An Ordinance entitled, "An Ordinance transferring the sum of \$1,500.00 from Code Account No. 1461 to Code Account No. 1464, Bureau of Fire, D. P. S."

Which was read.

Also

Bill No. 2592. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract of employment with architect or architects for architectural services in connection with the construction of a conservatory in West Park, North Side; and appropriating funds for such architectural services"

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2735. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$1,800.00 for the City's share of the purchase of two hot water circulating tanks in the City-County Building."

In Finance Committee, July 15, 1947, bill read and amended in Section 1 by inserting in blank space the words, "C. A. No. 42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2725. Resolution authorizing and directing the City Solicitor to mark the tax liens filed for the years 1931 to 1938, inclusive, against the Monumental Baptist Church, 2040 Rose street, "Satisfied," without payment, upon receipt of the costs accrued thereon.

Which was read.

Also

Bill No. 2721. Resolution authorizing the City Treasurer and Tax Collector to receive and accept from the Commissioners of the County of Allegheny credit memoranda and to apply the same against and to the credit of water charges at face, without penalty and interest, of the Allegheny County Workhouse, Account No. 24-F-25, for the years 1946 and 1947.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2722. Resolution authorizing the issuing of a warrant in favor of James B. Parker in the sum of \$125.00, in full settlement of his claim against the City for automobile damaged March 5, 1947, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2723. Resolution authorizing the issuing of a warrant in

favor of Harry E. Seibel in the sum of \$156.35, in full settlement of his claim against the City for automobile damaged May 7, 1947, by Department of Parks and Recreation jeep at Madison avenue and Canal street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2724. Resolution authorizing the issuing of a warrant in favor of George Scatko, in the sum of \$250.00 in full settlement of his claim against the City for personal injuries sustained January 26, 1947, on Boehm street steps leading from Second avenue, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 2727. WHEREAS, The following named parties have been issued street opening permits by the Department of Public Works, which permits were duly paid for and for various reasons not used; no street opening having been made and in other cases permits were taken out under paving classifications where openings were made in roadways of different classifications; Now, therefore, be it

RESOLVED, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign warrants in favor of the following persons in the amount set opposite each name and totaling \$136.00, to be charged to Code Account No. 42, Contingent Fund:

Matter Bros, 2932 W. Liberty Ave.	\$ 18.00
Lewis C. Keith, 5912 Ravenna St.	14.05
R. C. Michaels, 1307 Allegheny Ave.	32.00
M. S. Martin, 1411 Webster Ave.	13.00
Weldon-Kelly Co, 1801 Locust St.	14.00
C. J. Connely, 1200 Grandview Ave.	27.00
Sauer, Inc., 2701 East St.	18.00
	\$136.00

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk.
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Wolk presented

No. 2794. Report of the Committee on Public Service and Surveys for July 15, 1947, transmitting three ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2742. An Ordinance entitled, "An Ordinance granting unto the Housing Authority of the City of Pittsburgh, Pennsylvania, their successors or assigns, the right and privilege to construct, maintain and use a Steam Line Tunnel in Kirkpatrick street, in the 5th Ward, Pittsburgh, Pennsylvania."

Which was read.

Also

Bill No. 2743. An Ordinance entitled, "An Ordinance granting unto Kurtz Bros., Inc., of Clearfield, Pennsylvania, their successors or assigns, the right and privilege to construct, maintain and use footer courses in the northerly sidewalk area of Bennett street and the southerly sidewalk area of Cone-maugh street, in the 13th Ward, Pittsburgh, Pennsylvania."

Which was read.

Also

Bill No. 2744. An Ordinance entitled, "An Ordinance granting unto McCann and Company of Pittsburgh, their successors or assigns, the right and privilege to construct, maintain and use footer courses in the southerly sidewalk area of Center avenue, in the 11th Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and the noes were taken agreeably to law and were:

Ayes.—Messrs.:

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Leonard presented

No. 2795. Report of the Committee on Public Safety for July 15, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2731. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Electric Refrigerators with storage tanks for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 2732. An Ordinance entitled, "An Ordinance authorizing and directing the Superintendent of the Bureau of Building Inspection to issue to the Board of Public Education permits for the erection of two temporary one-story frame school buildings on the site adjacent to the Connelley Trade School at the corner of Bedford avenue and Fullerton street, one building for use as a carpenter shop to be 40x100 feet in size and the other for use as an electric

shop to be 32 feet x 208 feet 10 inches, both to be equipped with exit facilities and other safeguards which are considered adequate by the Superintendent, said buildings to be vacated and razed not later than June 30, 1949."

Which was read.

Also

Bill No. 2733. An Ordinance entitled, "An Ordinance prohibiting smoking or carrying cigaretttes, etc., in retail stores in the City of Pittsburgh, except in certain specified places, and providing penalties therefor."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. McArdle presented

No. 2796. Report of the Committee on Lands, Buildings and Housing for July 15, 1947, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2740. Resolution authorizing and directing the Law Department to petition the Court for the sale of 20 feet of Lot No. 244 on Keever avenue, 28th Ward, in the Crafton Terrace Plan, to Sally Kalet for the sum of

\$50.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, authorizing and directing the Mayor to deliver a deed for said real estate to Sally H. Kalet upon the payment in full of the purchase price, namely, \$50.00 within ninety days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void, and authorizing and directing, upon confirmation by the Court the proper officers of the City to satisfy all tax and municipal claims against the property.

Which was read.

Also

Bill No. 2741. Resolution amending Resolution No. 233, approved September 24, 1946, authorizing the sale of Lot No. 30 on Jackson street, 11th Ward, to Abe Weiss and Martha B. Weiss, his wife, for the sum of \$1,400.00, to provide that the office of Solicitor for City and School Tax Liens be authorized to proceed with an Action to Quiet Title and that the costs be deducted from the sale price.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Demmler:

Mr. President:—In the issue of the Pittsburgh Press for July 15, 1947, there was an editorial entitled, "Being

a Pioneer Isn't Bad," in which there were these statements:

"As a matter of fact, the plan isn't entirely unique. Throughout the country various cities have gone into municipal parking facilities. White Plains, N. Y., is using the authority plan. Philadelphia, under a bill passed at this session of the Legislature, won the right to construct municipal facilities. Cleveland already has municipal parking lots and is planning to expand them.

"The only advantage of the authority plan over direct municipal purchase and operation of garages and parking lots is that the cost does not go directly against the city's bonding power or become a direct municipal tax charge."

Reference is here made to the providing of parking by the municipality. I do not believe this is a municipal function, and quote from the Parking Authority Act:

"known as the Parking Authority of the City but shall in no way be deemed to be an instrumentality of the City or engaged in the performance of a municipal function."

Reference is also made to this not becoming "a direct municipal tax charge." I believe that relieving the Authority from paying taxes makes the providing of parking facilities an indirect tax charge, if not a direct tax charge.

On July 16, 1947, there was an editorial in the Pittsburgh Post-Gazette entitled, "Parking Pioneers." In this editorial there is this statement:

"In Pittsburgh the Authority will get all its revenue from automobile owners, plus rents from garage space leased to business establishments."

From this statement one is led to believe that the Authority will lease space to various businesses. The Authority, I take it, has this power, for the Act reads:

"The Authority shall have power to lease portions of the first floor of the parking facilities for commercial use where in the opinion of the Authority such leasing is desirable and feasible

in order to assist in defraying the expenses of the Authority. Such leases shall be granted on a fair competitive basis."

Should the Authority lease these business spaces then it would be in direct competition with other business properties which pay all taxes.

Mr. President, I place this statement on the record, in addition to my previous statements, to emphasize my opposition to the tax exemption granted the Parking Authority.

The Chair presented

No. 2797. RESOLVED, That the Mayor be and he is hereby requested to return, without action thereon, Bill No. 2658, An Ordinance providing for the letting of a contract or contracts for the furnishing, delivery and installation of electrical equipment and cable work; the alteration and additions to the police radio building and professional expenses in connection therewith, for the centralization of the police communication system, and for the payment therefor.

Which was read.

Mr. Duff moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned without action thereon.

Bill No. 2658. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing, delivery and installation of electrical equipment and cable work; the alteration and additions to the police radio building and professional expenses in connection therewith, for the centralization of the police communication system, and for the payment therefor."

In Council, July 7, 1947, read, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. Duff moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Duff moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

No. 2798. RESOLVED, That the Mayor be and he is hereby requested to return, without action thereon, Bill No. 2685, An Ordinance amending Section 42, Bureau of Police, Department of Public Safety, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Which was read.

Mr. Duff moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned without action thereon.

Bill No. 2685. An Ordinance entitled, "An Ordinance amending Section 42, Bureau of Police, Department of Public Safety, of an ordinance entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

In Council, July 14, 1947, read, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. Duff moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Duff moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

No. 2799. RESOLVED, That the Mayor be and he is hereby requested to return, without action thereon, Bill No. 2692, An Ordinance transferring \$1,400.00 from Code Account No. 1368, Salaries, Regular Employes, to Code Account No. 1367-3, Wages, Temp. Emp., Plumbers, Department of Lands and Buildings.

Which was read.

Mr. Duff moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned without action thereon.

Bill No. 2692. An Ordinance entitled, "An Ordinance transferring \$1,400.00 from Code Account No. 1368, Salaries, Regular Employes, to Code Account No. 1367-3, Wages, Temporary Employes, Plumbers, Department of Lands and Buildings."

In Council, July 14, 1947, read, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. Duff moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And on the question, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

And the bill was a read a second time.

The Chair presented

No. 2800.

CITY OF PITTSBURGH

CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7th, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, Ordinance No. 501, approved December 28, 1946, provides for

the employment of plumbers for 157 days in the Department of Lands and Buildings; and

WHEREAS, The Director of the Department of Lands and Buildings has stated that because of unanticipated circumstances, the services of an additional plumber in said Department are direly needed. and

WHEREAS, A surplus exists in Code Account No. 1368, Department of Lands and Buildings, because the position of Auto Truck Driver has not been filled;

NOW, THEREFORE, It appearing that a good and sufficient reason exists to impel certification of an emergency under the circumstances, we, David L. Lawrence, Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to the Council of the City of Pittsburgh the existence of an emergency requiring the transfer of the sum of \$1,400.00 from Code Account No. 1368, to Code Account No. 1367-3, Department of Lands and Buildings, in order to provide for the employment of an additional plumber in the Department of Lands and Buildings.

David L. Lawrence,
Mayor.

Edward R. Frey,
City Controller.

Which was read, received and filed.

Mr. Duff moved

To amend Bill No. 2692 by inserting the following Whereas clause:

"Whereas, An Emergency Certificate has been signed by the Mayor and the City Controller relative to this matter, Now, therefore,".

Which motion prevailed.

And the bill having been printed as amended and placed upon the members' desks, was agreed to on second reading as amended.

Mr. Duff moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Duff

Leonard

Stewart

Weir

Wolk

Kilgallen, (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

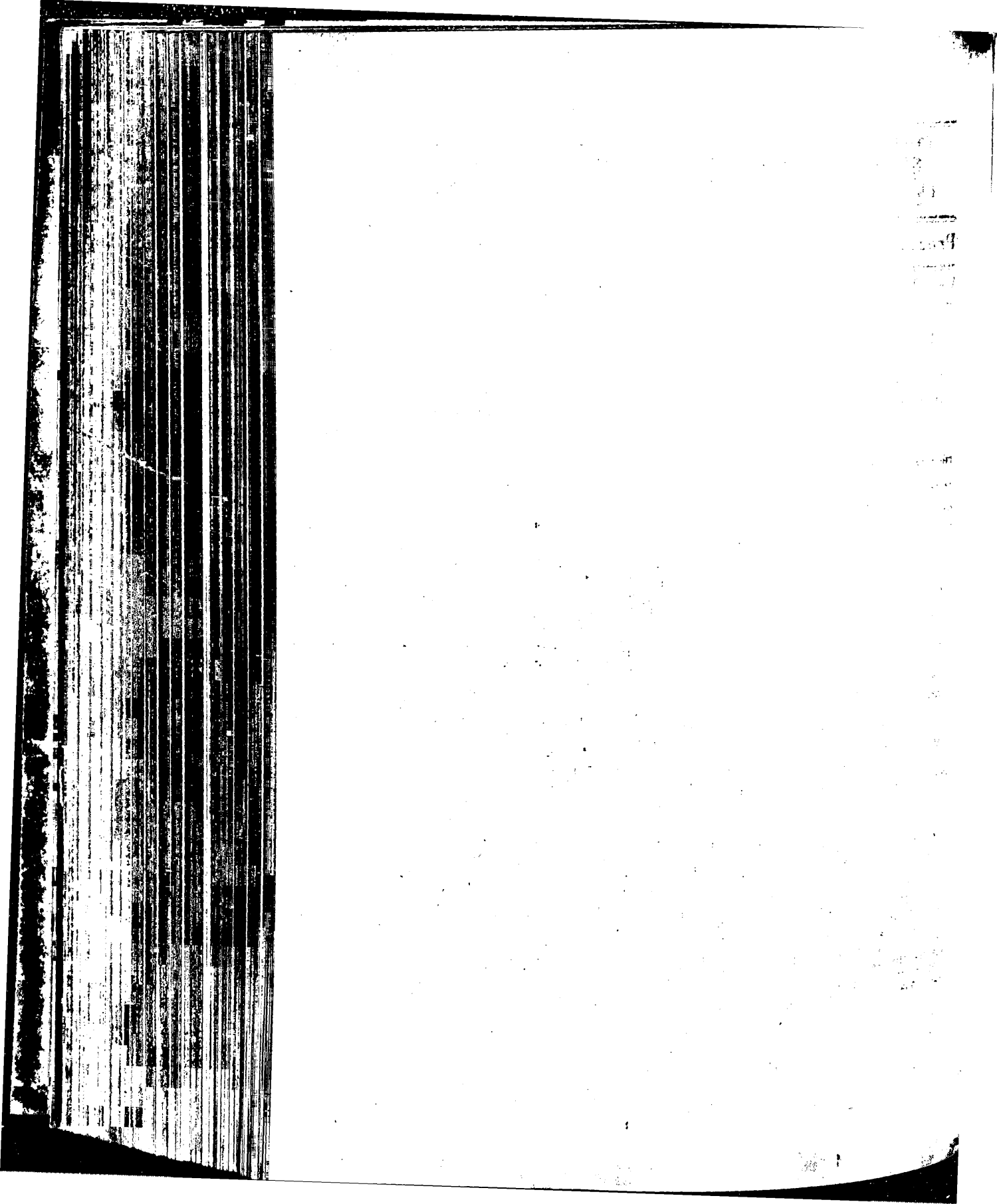
Mr. Weir moved

That the Minutes of Council of Monday, July 14, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, July 28, 1947.

No. 31.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, July 28, 1947.

Council met.

Present:—Messrs:

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Absent: Mr. Weir.

PRESENTATIONS

Mr. Demmler presented

No. 2801. Communication from Frank Gasper, 5243 Duncan street, asking to be relieved of payment of penalties and interest on delinquent water bills.

Which was read and referred to the Committee on Finance.

Mr. Duff presented

No. 2802. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$200.00 in full settlement of flat rate water charges against the property of Otto Sieworth, 2101 Wharton street, 16th Ward, for the years 1939 to 1947, both inclusive.

Also

No. 2803. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$3,310.48 in full settlement of metered water charges against the Borough of Sharpsburg for the balance of the 2nd, 3rd and 4th quarters of the year 1945, the year 1946, and the 1st and 2nd quarters of the year 1947.

Also

No. 2804. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$600.00 in full settlement of unpaid flat rate water charges against the property of Nathan Newman located at 5130, 5132, 5134 Gloster street and 67 and 69 Vespucius street, 15th Ward, for the years 1933 to 1941, both inclusive.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2805. An Ordinance transferring the sum of \$4,000.00 to Code Account No. 1641, Materials, Cleaning and Repairing Sewers and Sewer Drops, Bureau of Highways and Sewers, Department of Public Works, from Code Account No. -----

Also

No. 2806. Resolution authorizing the issuing of a warrant in favor of C. M. Friedland, D. D. S., 1710 Carson street, in the sum of \$70.00 which is an estimate of the cost of new upper dentures which resulted from an injury sustained by Francis Kocinsky, 3108 Jane street, on December 18, 1946, while employed as a laborer in the Fifth Division of the Bureau of Highways and Sewers, charging same to Code Account

No. 44-M, Workmen's Compensation Fund.

Also

No. 2807. Resolution authorizing the issuing of a warrant in favor of Albert T. Rowley Company in the sum of \$200.00 for an artificial arm made for David Cromedy, Mr. Cromedy's arm being amputated as a result of an injury sustained on August 17, 1942, while in the employ of the Bureau of Refuse, Department of Public Works, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which were severally read and referred to the Committee on Finance.

Mr. Leonard presented

No. 2808. Resolution authorizing the issuing of a warrant in favor of John L. Brennen, hoseman in the Bureau of Fire, Department of Public Safety, in the sum of \$70.00 for lower dentures which were broken while in the performance of his duties, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Also

No. 2809. Resolution authorizing the issuing of a warrant in favor of A. E. Dietrich, D. D. S., in the sum of \$100.00 for the upper and lower dentures furnished to Howard Streib, City Fireman, who lost his dentures while fighting a fire on January 26, 1945, in which he was seriously injured, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Also

No. 2810. Resolution authorizing the issuing of a warrant in favor of Ralph Levison, D. D. S., in the sum of \$75.00 for the replacing of teeth and for dental work rendered to William Hallgren who was injured in the line of duty on December 26, 1945, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Also

No. 2811. Resolution authorizing the issuing of a warrant in favor of Edward Schuster, Detective in the Bureau of Police, Department of Public Safety, in the sum of \$27.40 for glasses which were broken while in the per-

formance of his duties, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Also

No. 2812. Resolution authorizing the issuing of a warrant in favor of B. J. Slone, D. D. S., in the sum of \$50.00 for surgery and extraction rendered to Ollie S. Letzkus, Bureau of Fire, Department of Public Safety, for injury sustained by Mr. Letzkus on December 31, 1946, while in the course of his employment, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which were severally read and referred to the Committee on Finance.

Also

No. 2813. An Ordinance providing for the letting of a contract for the furnishing and delivery of one truck chassis and cab for the Bureau of Electricity, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 2814. Resolution authorizing and directing the Law Department to petition the court for the sale to Andrew A. Gondek all those certain lots or pieces of ground situate in the 27th Ward, being Lot Nos. 10 and 11 on Marshall avenue in the L. H. Smith Plan for the sum of \$450.00.

Also

No. 2815. Resolution authorizing and directing the Law Department to petition the court for the sale to Michael C. Hernandez and Selma N. Hernandez, his wife, all that certain lot or piece of ground situate in the 19th Ward, being Lot No. 809 on Dunster street in the Paul Place Plan for the sum of \$300.00.

Also

No. 2816. Resolution authorizing and directing the Law Department to petition the court for the sale to R. Will Humphreys all those certain lots or pieces of ground situate in the 28th Ward, being Lot Nos. 531 and 532 on Hollywood street in the West Pittsburgh Plan for the sum of \$200.00.

Also

No. 2817. Resolution authorizing and directing the Mayor to deliver a deed to Louis Solomon and Leah Solomon, his wife, for all those certain lots or pieces of ground situate in the 14th Ward, being Lot Nos. 15 and 16 on Fernwald road in the Park Edge Acres Plan for the sum of \$200.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 2818. An Ordinance amending Section 1 of Ordinance No. 418, approved June 29, 1928, entitled, "An Ordinance allowing City employees who are members of the Organized Reserves of the United States Army to attend the Reserve Officers Training Camp with pay in addition to their regular two (2) weeks vacation."

Also

No. 2819. An Ordinance providing for a contract or contracts for certain construction work and improvements to Mellon Park, Department of Parks and Recreation, and for the payment of the costs thereof.

Which were read, and referred to the Committee on Finance.

Mr. Wolk (for Mr. Weir) presented

No. 2820. Report of the Bureau of Smoke Prevention, Department of Public Health, regarding enforcement of the Smoke Ordinance.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Wolk presented

No. 2821. An Ordinance granting unto the Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., their successors or assigns, the right and privilege to construct, maintain and use certain concrete column footings in the westerly sidewalk area of Preble avenue and the northerly sidewalk area of Roalman street, in the 21st Ward, Pittsburgh, Pennsylvania.

Also

No. 2822. An Ordinance granting unto the King Distributing Company of Pittsburgh, Pennsylvania, its succe-

sors or assigns, the right to construct, maintain and use a standard gauge railroad siding across Spring way, in the 6th Ward, Pittsburgh, Pennsylvania.

Also

No. 2823. An Ordinance granting unto the Ronaele Realty Company of Pittsburgh, Pennsylvania, its successors or assigns, the right to construct, maintain and use a standard gauge railroad siding across South 24th street, in the 16th Ward, Pittsburgh, Pennsylvania.

Also

No. 2824. Communication from the Department of Law submitting financial report of the Pittsburgh Motor Coach Company for the month of May, 1947.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2825. An Ordinance authorizing the issuance of a warrant in favor of Sullivan & Clowes, Jr., in the sum of \$154.50 for services rendered the Supervisor, City Stables, Mayor's Office, without previous authority of law.

Also

No. 2826. Communication from A. R. McGrath, Esq., requesting Council to abate interest and penalties on accumulated taxes on property of Union Hope Baptist Church, 20th Ward.

Also

No. 2827. Communication from Max U. Applebaum, Attorney, requesting a compromise settlement of delinquent water rents against property of A. Labovitz at 1926 Murray avenue.

Which were severally read and referred to the Committee on Finance.

Also

No. 2828. Resolution authorizing and directing the City Solicitor to file a Complaint and Petition with the Pennsylvania Public Utility Commission in opposition to the increased rates of the Yellow Cab Company of Pittsburgh, which tariff is captioned Call or Demand—Pa. P. U. C. No. 2, superseding Call or Demand—Pa. P. U. C. No. 1," filed by

the Yellow Cab Company of Pittsburgh with the said Commission on June 27, 1947, to become effective August 4, 1947, and directing the City Solicitor to request the Commission to enter upon a hearing concerning the lawfulness of the proposed rates, and that, pending such hearing and decision on the Complaint, the Commission suspend the operation of the proposed rates.

Which was read and referred to the Committee on Public Service and Surveys.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2829. Report of the Committee on Finance for July 22, 1947, transferring sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2762. An Ordinance entitled, "An Ordinance authorizing and directing the City Treasurer and Collector of Delinquent Taxes to expend the additional sum of \$50.00, or as much thereof as may be required, from Code Account No. 1063, Miscellaneous Services, Department of City Treasurer, to pay shortages in tax payments of ten cents or less."

Which was read.

Also

Bill No. 2777. An Ordinance entitled, "An Ordinance amending Section 35, Department of Lands and Buildings, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen, (Pres't.)

(Mr. Gallagher not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2685. An Ordinance entitled, "An Ordinance amending Section 42, Bureau of Police, Department of Public Safety, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

In Finance Committee, July 22, 1947, bill read and amended in Section 1 by striking out after the words, "patrolmen shall aggregate" the figure, "845" and by inserting in lieu thereof the figure, "895," and by adding at the end thereof the words, "and in addition thereto there shall be 16 substitute patrolmen, provided, however, that this number shall be decreased upon any of them being appointed to regular positions; no appointment to the position of substitute patrolman shall be made hereafter: it being the intention of Council that the position of substitute patrolman shall cease entirely upon the appointment of the above substitute patrolmen to regular position," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen (Pres't)

(Mr. Gallagher not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2768. An Ordinance entitled, "An Ordinance transferring and appropriating the sum of \$30,000.00 from Bond Fund No. 166-6, Construction No. 4 Police Station to Code Account No. -----, Department of Lands and Buildings, for the cost of reconstruction, alteration and improvement of No. 11 Police Station and No. 34 Fire Engine House, including engineering and architectural expenses in connection therewith."

In Finance Committee, July 22, 1947, bill read and amended in Section 1 and in the title by striking out the words, "Code Account No." and by inserting in lieu thereof the words, "B. F. No. 166-15," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen (Pres't)

(Mr. Gallagher not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2726. An Ordinance entitled, "An Ordinance providing for a contract or contracts for widening, regrading, paving and curbing of the southeast and southwest corners of Beechview avenue, and the northeast and northwest corners of Tropical avenue at their intersections with Crane avenue, and for the payment of the cost thereof."

In Finance Committee, July 22, 1947, bill read and amended in Section 1 by inserting in blank space the words, "Bond Fund No. 166-6," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen, (Pres't)

(Mr. Gallagher not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2769. An Ordinance entitled, "An Ordinance transferring and appropriating the sum of \$10,000.00 from Bond Fund No. 166-6, Construction No. 4 Police Station, to Bond Fund No. 166-5, Construction No. 47 Engine House, for the cost of construction of No. 47 Engine House, including engineering and architectural expenses in connection therewith."

In Finance Committee, July 21, 1947, bill read and amended in Section 1 and in the title by striking out the amount, "\$10,000.00" and by inserting in lieu thereof the amount, "\$20,000.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen, (Pres't)

(Mr. Gallagher not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2786. An Ordinance entitled, "An Ordinance providing for a contract or contracts for altering and improving No. 34 Engine Company and No. 11 Police Station at Northumberland avenue and Asbury place, Pittsburgh, and for the payment of the costs thereof."

In Finance Committee, July 21, 1947, bill read and amended in Section 1 by striking out the words, "Code Account No. -----," and by inserting in lieu thereof the words, "Bond Fund No. 166-15," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen, (Pres't)

(Mr. Gallagher not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2782.

CITY OF PITTSBURGH
CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7th, 1901, P. L. 20, as amended by the Act of May 31st, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, By letter dated July 12th, 1947, the Director of the Department of Public Health states that the standards set up by the State Board of Nurse Examiners for student nurses, which standards must be followed to have an accredited standing, there must be a full time House Director maintained on a permanent basis in the nurses quarters of hospitals; and

Whereas, There is no House Director as required by the State Board at the Municipal Hospital; and

Whereas, A surplus exists in Code Account No. 1235, Department of Public Health, sufficient to provide the salary of a permanent House Director at the Municipal Hospital;

Now, Therefore, It appearing that a good and sufficient reason exists to impel the certification of an emergency under the circumstances, we, David L. Lawrence, Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh, the existence of an emergency requiring the employment of a permanent House Director for student nurses at the Municipal Hospital at the rate of \$100.00 per month.

Which was read, received and filed.

Also

Bill No. 2783. An Ordinance entitled, "An Ordinance supplementing Section 28, Municipal Hospital, Department of Public Health, of Ordinance No. 501, entitled, 'An Ordinance fixing the

number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' approved December 28, 1946."

In Finance Committee, July 21, 1947, bill read and ordered returned to Council with an affirmative recommendation, subject to report from the Budget Controller.

Which was read.

Also

No. 2830—

Pittsburgh, Pa., July 25, 1947.

President and Members of Council,
City of Pittsburgh.

Gentlemen:—

At the meeting of the Committee on Finance, held July 22, 1947, Bill No. 2783, An Ordinance creating the position of House Director at the Municipal Hospital, Department of Public Health, was referred to the Budget Controller for report as to whether or not the salary of \$100.00 per month, included maintenance.

I wish to report that upon inquiry I learn that the salary of \$100.00 per month does include maintenance.

Very truly yours,

JOHN DUGGAN,

Budget Controller.

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler

Stewart

Duff

Wolk

Leonard

Kilgallen, (Pres't)

(Mr. Gallagher not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 2831. Report of the Committee on Public Works for July 22, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2615. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Loretto road from McCaslin street to Winterburn avenue, including other work incidental thereto and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen (Pres't)
Leonard	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2653. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-W15, by changing from a Light Industrial District to a 'C' Residence District all that certain property fronting on the easterly side of Broadhead Fording road, now or late of Eulah H. Rousseau, as laid out in the Manorside Plan of Lots, approved by the Planning Commission on September 10, 1946."

Which was read.

Also

Bill No. 2765. An Ordinance entitled, "An Ordinance accepting the dedication of property for the widening of N. Negley avenue at the intersection of Wellesley avenue and at the intersection of Hampton street, as shown on the plan of 'Negley Park' in the 11th Ward of the City of Pittsburgh, laid out by the Negley Park Corporation, and widening N. Negley avenue at the intersection of Wellesley avenue and at the intersection of Hampton street."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen, (Pres't)

(Mr. Gallagher not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also, with an negative recommendation.

Bill No. 2654. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheet Z-N20-E15, so as to change from a 'B' Residence and First Area District to a Neighborhood Retail and Third Area District all that certain property bounded by Stanton avenue; Woodbine street; Coleridge street; and the first unnamed 10-foot way for pedestrians and utilities west of Woodbine street; being all that certain property included in the Millermont Shopping Center Plan of Lots, as recorded June 20, 1947, in the Allegheny County Recorder of Deeds Office, Deed Book Volume 41, Page 146."

Which was read.

Mr. Gallagher moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Stewart presented

No. 2832. Report of the Committee on Parks, Recreation and Libraries for July 22, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2781. An Ordinance entitled, "An Ordinance authorizing the Director of the Department of Parks and Recreation to grant permission to the Kiwanis Club of Brentwood for the use of Phillips Park for a Boxing Show on Wednesday, August 13th, 1947, from 6:00 P. M. to 11:00 P. M., on Monday, August 18th, 1947, in case of rain."

Which was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Stewart

Duff

Wolk

Leonard

Kilgallen, (Pres't)

(Mr. Gallagher not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 2833. Report of the Committee on Public Safety for July 22, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2771. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Mattresses for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 2772. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the purchase of six trucks and one automobile for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 2773. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Oxygen Breathing Apparatus complete for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen, (Pres't).

(Mr. Gallagher not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Stewart (for Mr. McArdle) presented

No. 2834. Report of the Committee on Lands, Buildings and Housing for July 22, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2778. Resolution authorizing the Mayor to join in a deed with the Board of Public Education and the County of Allegheny, conveying the jointly owned property acquired by Sheriff Deed D.T.D. No. 1411 January Term, 1933, from the Commonwealth Trust Company, being a vacant lot 90x125 feet located at 336-338 Collins avenue, to Albert J. Mansmann Company for a gross consideration of \$3,000.00, less 5% commission or \$150.00 to be paid to John C. Young, 135 South Highland avenue, with a net return to the taxing bodies of \$2,850.00, and upon receipt of the sum set forth in the agreement, to execute and deliver a deed for the interest of the City of Pittsburgh in the said real estate.

Which was read.

Mr. Leonard moved

That the resolution be laid on the table.

Which motion prevailed.

Also

Bill No. 2780. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to lease to the Highland Seaplane Base a parcel of land along the north bank of the Allegheny River near Ross Pumping Station for a term of 10 years, beginning on the first day of the month next following the date of approval of this resolution, at an annual rental of \$500.00, payable quarterly, in advance; provided, that the existing lease dated November 1, 1945, shall be terminated the day prior to the effective date of this lease; and provided, further, that the lease shall contain a provision that the City of Pittsburgh, at its option, may, upon 60 days' notice in writing to the lessee, cancel said lease, and provided, further, that it shall contain other terms, conditions and covenants as shall in form be approved by the City Solicitor.

Which was read.

Also

Bill No. 2779. Resolution authorizing and directing the Law Department to petition the Court for the sale of a portion of Lot No. 196 on Meredith street, 29th Ward, to August P. Gloeckner and Anna G. Gloeckner, his wife, for the sum of \$100.00, and authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against said property.

Which was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken agreeably to law, and being taken were:

Ayes:—Messrs

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen, (Pres't)

(Mr. Gallagher not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Stewart moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Demmler on July 9, 1947;

Mr. Duff on July 23, 1947;

Mr. Gallagher on July 7, 8, 14, 15, 21, 22 and 23, 1947;

Mr. McArdle on July 23, 1947;

Mr. Weir on July 28, 1947;

Mr. Kilgallen (Pres't) on July 23, 1947.

Which motion prevailed.

The Chair presented

No. 2835. Resolved, That the Mayor be and he is hereby requested to return, without action thereon, Bill No. 2737, An Ordinance transferring \$496.00 from Code Account No. 1367-8, Wages, Temp. Emp., Steamfitters, to Code Account No. 1367-10, Wages, Temp. Emp., Marble Setters, Department of Lands and Buildings.

Which was read.

Mr. Demmler moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned, without action thereon,

Bill No. 2737. An Ordinance entitled, "An Ordinance transferring \$496.00 from Code Account No. 1367-8, Wages, Temp. Emp., Steamfitters, to Code Account No. 1367-10, Wages, Temp. Emp., Marble Setters, Department of Lands and Buildings."

In Council, July 21, 1947, was read, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. Demmler moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Demmler moved

That the bill be laid on the table.

Which motion prevailed.

Mr. Gallagher presented

Bill No. 2836. Whereas, The passage of the Rizley-Moore Bill by the Congress of the United States would have increased the gas rates of consumers of gas throughout the country by over 50 million dollars; and

Whereas, The Rizley-Moore Bill was drafted by the pipe-line companies and affiliated gas companies for the purpose of curtailing the powers of the Federal Power Commission in the regulation of rates and services under the Natural Gas Act, thereby greatly increasing the profits of the gas utilities at the expense of the consumers; and

Whereas, The increases to consumers of the Equitable Gas Company and the Peoples Natural Gas Company in the City of Pittsburgh alone would have totaled two million dollars a year under present estimates and would have resulted in tremendous increases in the rates of consumers of gas in Allegheny and adjoining counties; and

Whereas, The City of Pittsburgh through its City Solicitor, who was the designated representative of the United States Conference of Mayors and the City Solicitors' Association, took an active part in opposing passage of the Rizley-Moore Bill by appearing before the House and Senate Committees and strongly opposing the Rizley-Moore Bill because of the increases in the cost to consumers of natural gas that would have resulted by the passage of the Rizley-Moore Bill; and

Whereas, After the Rizley-Moore Bill had passed the House by a large majority, the Honorable Francis J. Myers, Senator from Pennsylvania, a member of the Senate Interstate Commerce Committee, vigorously opposed the enactment of this legislation and was instrumental in having this legislation rejected in committee on a vote of six to five; Now, Therefore, be it

Resolved, That the Council and Mayor of the City of Pittsburgh express, in behalf of the citizens of Pittsburgh, their gratitude to the Members of Congress who opposed this inequitable

legislation, and express to the Honorable Francis J. Myers, Senator from Pennsylvania, their deep appreciation for his effective opposition to the Rizley-Moore Bill, commending him for the stand he has taken in behalf of the consumers of gas in the Pittsburgh area and the consumers of gas throughout the United States.

Which was read.

Mr. Gallagher moved

The adoption of the resolution.

Mr. Gallagher:

Mr. President: I think we ought to commend our City Solicitor for the active part she took in appearing before the House and Senate and strongly opposing the passage of the Rizley-Moore Bill. While this bill was just defeated by a vote of six to five in committee, and there is no doubt when Congress reconvenes in January that some forces

will be active in trying to have this legislation passed, and it behooves not only the officials of the City of Pittsburgh but the officials of every community to be on the alert and vigorously oppose the enactment of this bill. If this bill is enacted the consumers of gas will be at the mercy of these monopolies and they can increase their rates whenever they see fit to increase them. I think we should commend our City Solicitor for the active part she took in it.

And the question recurring on the adoption of the resolution.

The motion prevailed.

Mr. Stewart moved

That the Minutes of Council of Monday, July 21, 1947, be approved.

Which motion prevailed.

And on motion of Mr. Stewart
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Wednesday, July 30, 1947.

No. 32.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN-----President
JAMES W. PATTERSON-----City Clerk
GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Wednesday, July 30, 1947.

Council met pursuant to the following call:

Pittsburgh, Pa., July 28, 1947.

James W. Patterson,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Wednesday, July 30, 1947, at 1:00 o'clock, P. M., Eastern Standard Time, for the purpose of taking up such business as may come before the meeting.

Yours very truly,

Thomas E. Kilgallen,
President of Council.

Which was read, received and filed.

Present: Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen (Pres't)
Leonard	

Absent: Messrs.

McArdle	Weir
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REPORTS OF COMMITTEES

Mr. Wolk presented

No. 2837. Report of the Committee on Public Service and Surveys for July 29, 1947, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2828.

RESOLVED, That the City Solicitor be and she is hereby authorized and directed to file a Complaint and Petition with the Pennsylvania Public Utility Commission in opposition to the increased rates of the Yellow Cab Company of Pittsburgh, which tariff is captioned "Call or Demand—Pa. P. U. C. No. 2, superseding Call or Demand—Pa. P. U. C. No. 1," filed by The Yellow Cab Company of Pittsburgh with the said Commission on June 27, 1947, to become effective August 4, 1947, and the City Solicitor is directed to request the Commission to enter upon a hearing concerning the lawfulness of the proposed rates, and that, pending such hearing and decision on the Complaint, the Commission suspend the operation of the proposed rates.

Which was read.

Mr. Wolk moved .

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Duff

Gallagher

Leonard

Stewart

Wolk

Kilgallen (Pres't)

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Stewart moved

That Messrs. McArdle and Weir be excused for absence from this meeting of Council.

Which motion prevailed.

And upon motion of Mr. Stewart

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, August 4, 1947.

No. 33.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Monday, August 4, 1947.

Pittsburgh, Pa.,

Council met.

Present:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Absent: Mr. Weir.

PRESENTATIONS

Mr. Demmler presented

No. 2838. Petition for the construction of a water line on Windgap Road, 28th Ward, and report thereon from the Department of Public Works.

Which was read and referred to the Committee on Filtration and Water.

Mr. Duff presented

No. 2839. An Ordinance authorizing the issuance of warrants in favor of the Fairfax Press & Envelope Co., in the sum of \$681.00, et al., for printing, automobile parts, stencils, giant photos, and glass for the Department of Public Works, Department of City Treasurer, Department of City

Planning, and Department of Parks and Recreation, without previous authority of law.

Also

No. 2840. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$342.50 in full settlement of delinquent flat rate water charges against the property of A. Labovitz, 1926 Murray avenue, 14th Ward, for the year 1941, unpaid balance of the year 1942, the year 1943, and the years 1945 and 1946.

Which were read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2841. Resolution authorizing the issuing of a warrant in favor of Frank Abrams, M. D., 5611 Penn avenue, in the sum of \$220.00 for medical service rendered to Paul Duggan, who was injured on January 23, 1947 during the course of his employment as a technical assistant engineer in the Department of Public Works, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Also

No. 2842. Communication from the Department of Public Works advising of extra work in altering the old Post Office Building in connection with the widening of Cherry way at a cost of \$1,250.00.

Which were read and referred to the Committee on Finance.

Mr. Leonard presented

No. 2843. Communication from the Department of Public Safety asking permission for the Police Pistol Team to attend the 1947 National Championship Pistol Matches at Camp Perry, Ohio, be-

ginning August 11 and continuing thru August 15, 1947.

Which was read and referred to the Committee on Finance.

Also

No. 2844. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 3-section one-way traffic signal lanterns for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. Stewart presented

No. 2845. An Ordinance amending Section 14, Department of City Planning, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Also

No. 2846. An Ordinance amending Section 5, Department of City Planning, of Ordinance No. 500 entitled, "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year beginning January 1, 1947."

Which were read and referred to the Committee on Finance.

Mr. Weir presented

No. 2847. An Ordinance setting up a trust fund account for the purchase of streptomycin and the deposit of all payments made to the streptomycin trust fund, and authorizing the Director of the Department of Public Health to purchase and administer streptomycin to patients at the Pittsburgh Tuberculosis Sanatorium with or without charge.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 2848.

OFFICE OF THE MAYOR

Pittsburgh, August 1, 1947.

President and Members,
City Council.

Gentlemen.

In the preparation of the 1947 budget, the administrative branch of the city's government was greatly aided by the members of City Council who made available to me their experience and their detailed knowledge of the city's affairs in the always arduous task of city budgeting.

I hope to find such cooperation again available this year, and in advance of the actual period of budget preparation. I am requesting the Council, through such committees as it may see fit, to study what seems to me a fundamental improvement in the city's fiscal policy.

As the members of Council well know, a major municipal problem is that of upkeep—the type of maintenance which business corporations care for by the accumulation of reserves sufficient to cover depreciation of their physical plant and equipment.

A large part of the \$21,000,000 bond issue which we are asking the voters to approve on September 9 will be devoted to just such upkeep—to maintenance projects which should properly be cared for from year to year.

It is not good business policy to allow such depreciation to accumulate, and I believe we have a means of preventing it in the future. In addition, we should seek to reduce our bonded debt, and to direct the city's finances toward eventual freedom from debt and complete pay-as-you-go operations.

Essentially, we can budget our capital outlays just as we now budget our annual operating expenses.

The nub of the plan is this:

The city now pays a fixed sum annually for debt service. It is proposed to fix this sum as an annual appropriation for capital outlays, including payments on the city's obligations. As the amount needed for debt service declines—due to lowered debt totals and reduced interest payments—the amount made available each year for improvements will increase.

The city will be able to pay for an

always increasing amount of its permanent capital improvements from current revenues.

Necessarily, this is long-term fiscal planning.

To succeed, it must run the course of this administration and through many administrations that will come after it.

But, if we can establish it as sound public policy, I am sure it will endure because of the positive benefits it offers the people of the city.

Conceivably, it could wipe out all the city's debt by 1972, and make available—in that time—a cumulative total of \$73,384,683 for capital improvements. This is a maximum picture, and it is not altogether likely that it will be achieved in its entirety. But it is a goal to work toward.

In preparing our studies of this plan, we have projected \$6,000,000 as the annual amount to be set aside in each year's capital budget. This is based on present debt service requirements, which will next year total \$5,770,807.

The proposed \$21,000,000 issue will largely take care of the city's requirements through the next five years. Beginning in 1953, as the attached tables show, a rapidly increasing amount will become available for each year's capital outlays from the capital budget fund which is proposed. In 1955 the sum will come to more than \$1,000,000. In 1958, it will come to more than \$2,000,000.

The program is possible of achievement because we are not a unduly debt burdened city. We have consistently reduced our debt, and even with the \$21,000,000 issue we are submitting to the people, our debt in 1952 will be \$4,541,000 less than it was at the beginning of this year.

I attach a series of tables which outline the proposal in a detailed manner. The tables speak for themselves in a manner more clear than I find it possible to develop in exposition.

I commend the plan to your Honorable Body, and I strongly hope that it may prove so favorable in your considerations that we can introduce it in the 1948 budget and start it on the way to-

ward becoming a permanent and beneficial part of this community's "unwritten law" of good government.

Yours very sincerely,

DAVID L. LAWRENCE,

Mayor.

Which was read and referred to the Committee on Finance.

Also

No. 2849.

MAYOR'S OFFICE

Pittsburgh, August 4, 1947.

The Honorable, The President
and Members of Council.

Gentlemen:

Pursuant to the authority of the Act of June 22, 1931, P. L. 665, I have today appointed James P. Kirk, City Treasurer, to act as Deputy Mayor during the period of my absence from the office due to illness.

Mr. Kirk will begin functioning as Deputy Mayor upon approval of his bond by your honorable body.

Very truly yours,

DAVID L. LAWRENCE,

Mayor.

Which was read, received and filed.

Also

No. 2850.

DEPARTMENT OF LAW

Pittsburgh, August 4, 1947.

The Honorable, The Council
of the City of Pittsburgh.

Gentlemen:

Mayor David L. Lawrence has advised you that he has appointed James P. Kirk, City Treasurer, to act as Deputy Mayor from the time of the approval of his bond by City Council on August 4, 1947, until his appointment is terminated by the return of the Mayor.

Pursuant to the provisions of the Act of June 22, 1931, P. L. 665, I am transmitting herewith the bond of James P. Kirk, City Treasurer, as principal, and Continental Casualty Company as surety, in the sum of \$25,000, covering the office of Deputy Mayor during the period of this appointment. The bond has been approved as to form by the City Solicitor and is in the amount designated by resolution of Council enacted in 1939.

Upon approval of the bond by Council, it should be deposited by the City Clerk with the City Controller.

Sincerely,
ANNE X. ALPERN,
City Solicitor.

Which was read, received and filed.

Also

No. 2851. Bond of the Continental Casualty Company in the sum of \$25,000.00 on behalf of James P. Kirk, Deputy Mayor of the City of Pittsburgh.

Which was read.

Mr. Duff moved

That the Bond be approved.

Upon which motion the Chair ordered the ayes and noes taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

UNFINISHED BUSINESS

Mr. Duff called up

Bill No. 2778. Resolution authorizing the Mayor to join in a deed with the Board of Public Education and the County of Allegheny, conveying the jointly owned property acquired by Sheriff Deed D. T. D. No. 1411 January Term, 1933, from the Commonwealth Trust Company, being a vacant lot 90x125 feet and located at 336-338 Collins avenue, to Albert J. Mansmann Company for a gross consideration of \$3,000.00, less 5% commission or \$150.00 to be paid to John C. Young, 135 South Highland avenue, with a net return to the taxing bodies of \$2,850.00, and upon receipt of the sum set forth in the agreement, to execute and deliver a deed for the interest of the City of Pittsburgh in the said real estate.

In Council, July 28, 1947, read and laid on the table.

Which was read.

Mr. Leonard:

Mr. President:—I asked that this resolution be laid on the table in

Council last week so that I could look at the property. I have not had an opportunity to do this, but I understand some other members of Council have viewed the property and are satisfied with the sale price.

Mr. Demmler:

Mr. President:—I looked at the property and am satisfied that the price is fair and reasonable and recommend its sale.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Duff called up

Bill No. 2737. An Ordinance entitled, "An Ordinance transferring \$496.00 from Code Account No. 1367-8, Wages, Temp. Emp., Steamfitter, to Code Account No. 1367-10, Wages, Temp. Emp., Marble Setters, Department of Lands and Buildings."

In Council, July 28, 1947, bill recalled from the Mayor without action thereon, and laid on the table.

Which was read.

And the bill was read a second time.

The Chair presented

No. 2852.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7th, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency

when special appropriations may be made to meet the same; and

WHEREAS, Ordinance No. 501, approved December 28, 1946, provides for the employment of a steamfitter in the Department of Lands and Buildings; and

WHEREAS, the Director of the Department of Lands and Buildings has stated that it is necessary to employ marble setters in the said department; and

WHEREAS, a surplus exists in Code Account No. 1367-8, Wages, temporary employes, steamfitter, because the position of steamfitter is not now filled;

NOW, THEREFORE, it appearing that a good and sufficient reason exists to impel the certification of an emergency under the circumstances, we, David L. Lawrence, Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to the Council of the City of Pittsburgh the existence of an emergency requiring the transfer of the sum of \$496.00 from Code Account 1367-8, wages, temporary employes, steamfitter, Department of Lands & Buildings, to Code Account No. 1367-10, Department of Lands & Buildings, to provide for the employment of marble setters in the Department of Lands & Buildings.

DAVID L. LAWRENCE,
Mayor.

EDWARD R. FREY,
City Controller.

Dated: August 1, 1947.

Which was read, received and filed.

Mr. Duff moved

To amend Bill No. 2737 by inserting the following Whereas Clause:

"Whereas, An Emergency Certificate has been signed by the Mayor and the City Controller relative to this matter; Now, therefore."

Which motion prevailed.

And the bill having been printed as amended and placed upon the members' desks, was agreed to on second reading as amended.

Mr. Duff moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2853. Report of the Committee on Finance for July 29, 1947, transmitting sundry ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2818. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 418, approved June 29, 1928, entitled, 'An Ordinance allowing City Employees who are members of the Organized Reserves of the United States Army to attend the Reserve Officers Training Camp with pay in addition to their regular two (2) weeks vacation'."

Which was read.

Also

Bill No. 2819. An Ordinance entitled, "An Ordinance providing for a contract or contracts for certain construction work and improvements to Mellon Park, Department of Parks and Recreation, and for the payment of the costs thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff,	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2805. An Ordinance entitled, "An Ordinance transferring the sum of \$4,000.00 to Code Account No. 1641, Materials, Cleaning and Repairing Sewers and Sewer Drops, Bureau of Highways and Sewers, Department of Public Works, from Code Account No. -----"

In Finance Committee, July 29, 1947, bill read and amended in Section 1 and in the title by inserting in the blank space the words "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2803. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$3,310.48 in full settlement of metered water charges against the Borough of Sharpsburg for the balance of the 2nd, 3rd and 4th quarters of the year 1945, the year 1946, and the 1st and 2nd quarters of the year 1947.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2825. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Sullivan & Clowes, Jr., in the sum of \$154.50 for services rendered the Supervisor, City Stables, Mayor's Office, without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 2854. Report of the Committee on Public Works for July 29, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2655. An Ordinance entitled, "An Ordinance opening Ama Way, from Dream Way to Abstract avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Also

Bill No. 2656. An Ordinance entitled, "An Ordinance opening Fifty-five and a Half street, from Camelia street to Celadine street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bills passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Wolk presented

No. 2855. Report of the Committee on Public Service and Surveys for July 29, 1947, transmitting three ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2821. An Ordinance entitled, "An Ordinance granting unto the Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., their successors or assigns, the right and privilege to construct, maintain and use certain concrete column footings in the westerly sidewalk area of Preble avenue and the northerly sidewalk area of Roalman street, in the 21st Ward, Pittsburgh, Pennsylvania."

Which was read.

Also

Bill No. 2822. An Ordinance entitled, "An Ordinance granting unto the King Distributing Company of Pittsburgh, Pennsylvania, its successors or assigns, the right to construct, maintain and use a standard gauge railroad siding across Spring way, in the 6th Ward, Pittsburgh, Pennsylvania."

Which was read.

Also

Bill No. 2823. An Ordinance entitled, "An Ordinance granting unto

the Ronaele Realty Company of Pittsburgh, Pennsylvania, its successors or assigns, the right to construct, maintain and use a standard gauge railroad siding across South 24th street, in the 16th Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Leonard presented

No. 2856. Report of the Committee on Public Safety for July 29, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2813. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one truck chassis and cab for the Bureau of Electricity, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2662. An Ordinance entitled, "An Ordinance governing and regulating the erection construction, enlargement, alteration, repair, equipment, arrangement, maintenance, inspection, lighting, heating, ventilation, use, occupancy, removal and demolition of buildings, parts of buildings, structures, premises and appurtenances thereto, and appliances, apparatus, facilities, systems and conditions in, on or about them; adopting by reference certain standard building codes covering said items; establishing a Board of Standards and Appeals, and defining its authority; conferring upon the Department of Public Safety and the Bureau of Building Inspection therein powers and duties to administer and enforce the provisions hereof, the rules and regulations prescribed by said Bureau and the rulings and findings of the Board of Standards and Appeals; providing for tests and examinations to prove the strength, suitability and fire-resistive qualities of building materials, systems, units and forms of construction, and authorizing the Bureau of Building Inspection to issue approvals and disapprovals thereof; classifying occupancies and types of construction; regulating the issuance of building permits, certificates of occupancy and other permits and certificates, and fixing the fees therefor; prohibiting the use and occupancy of buildings and structures which are un-

safe or of improper construction, or lack adequate provisions in case of fire, and requiring the abatement of such hazards; providing for the condemnation of dangerous and unsafe buildings and structures, and the method of obtaining a lien for the recovery of money expended by the City for remedying these conditions; adopting the Fire Zones of the City of Pittsburgh and their boundary lines and the explosive and combustible regulations of the City insofar as they apply to the use and occupancy of buildings and structures; defining certain terms; imposing penalties for violations of the provisions hereof; and repealing certain existing ordinances and parts of ordinances."

In Committee on Public Safety, July 29, 1947, bill read and amended as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Leonard moved

That the amendments of the Public Safety Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Leonard:

Mr. President, I wish to make a statement for the record. It is my understanding that this ordinance does not include anything carried in the Separation Act for electrical work and plumbing.

The Chair:

Edward Crump, Jr., Chairman of the Building Code Committee, and Emanuel F. Schifano, Assistant City Solicitor, are present and perhaps they can enlighten Mr. Leonard on the question he asks. If there are no objections, Mr. Crump and Mr. Schifano will be given the privilege of the floor.

Mr. Crump:

Mr. President, the ordinance covers the installation of electrical work, but does not include anything pertaining to plumbing.

Mr. Leonard:—Is that the only one?

Mr. Crump:—Plumbing and elevator installations.

Mr. Leonard: — Approximately how many ordinances are repealed by this ordinance?

Mr. Crump:—Some of them in part only. Do you want to know how many are entirely repealed?

Mr. Leonard:—Yes?

Mr. Crump:—Twenty-one.

Mr. Leonard:—There were many questions asked last week or so. Before this law goes into effect, it will take 90 days; and in a period of 90 days or thereafter, would anyone wishing to have some change made have to go before the Building Code Committee or would they have the right to appeal to Council for a change in the provisions of the ordinance?

Mr. Crump:—I think Mr. Schifano could answer that.

Mr. Schifano:—I don't quite understand the question.

Mr. Leonard:—We pass this Building Code. It does not become effective for 90 days. Since there were some requests made that were denied—and if there is not enough time for hearings and appeals prior to that time—I mean the ninety days—will anybody have the right, if they do not agree with your committee, to appeal before Council?

Mr. Schifano:—I'm sorry—but I still don't understand what you mean?

Mr. Leonard:—Let's say for brick or lumber there are certain things required by law today. Ninety days after passage of this ordinance before us today, if passed, the present ordinances will be null and void—and suppose amendments are not completed in 90 days, what appeal regarding new build-

ing materials or construction can be had?

Mr. Schifano:—It could be provided for by an amendment to the ordinance. Any new amendments to the Code would have to come before Council for action.

Mr. Leonard:—Suppose an amendment is offered—does the Council have the right to overpower the Building Code Committee? If any new changes come up, how can they be incorporated into law? If anybody has an appeal and the Board of Standards disapproves?

Mr. Schifano:—They have a right to appeal to the Courts.

Mr. Leonard:—Does the Building Code cut down any red tape—I mean where you have to go through a dozen different setups to get a permit, etc.?

Mr. Crump:—We have talked over the setup with the Mayor, and upon approval, we expect to reorganize so as to enable the Bureau of Building Inspection to handle the situation most efficiently.

Mr. Leonard:—My reason for asking you this, is that you as a contractor have talked about the situation to me.

Mr. Crump:—Yes, I know, and as I understand now, all that will be needed will be the physical change in the setup.

Mr. Leonard:—Do you know whether or not your Building Code Committee is going to prepare something with respect to plumbing?

Mr. Crump:—I think that is anticipated, but it has to go before the next session of the Legislature. It was talked over with the Mayor.

The Chair:—Are there any further questions or remarks on the bill?

There were none.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle,
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 2857. Report of the Committee on Lands, Buildings and Housing for July 29, 1947.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2814. Resolution authorizing and directing the Law Department to petition the court for the sale to Andrew A. Gondek all those certain lots or pieces of ground situate in the 27th Ward, being Lot Nos. 10 and 11 on Marshall avenue in the L. H. Smith Plan, for the sum of \$450.00.

Which was read.

Also

Bill No. 2815. Resolution authorizing and directing the Law Department to petition the court for the sale of Lot No. 809 on Dunster street in the Paul Place Plan, 19th Ward, for the sum of \$300.00.

Which was read.

Also

Bill No. 2816. Resolution authorizing and directing the Law Department to petition the court for the sale to R. Will Humphreys of Lots 531 and 532 on Hollywood street in the West Pittsburgh Plan, 28th Ward, for the sum of \$200.00.

Which was read.

Also

Bill No. 2817. Resolution authorizing and direction the Mayor to deliver a deed to Louis Solomon and Leah Solomon Lots 15 and 16 on Fernwald road in the 14th Ward, Park Edge Acres Plan, for the sum of \$200.00.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Duff

Gallagher

Leonard

McArdle

Stewart

Wolk

Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

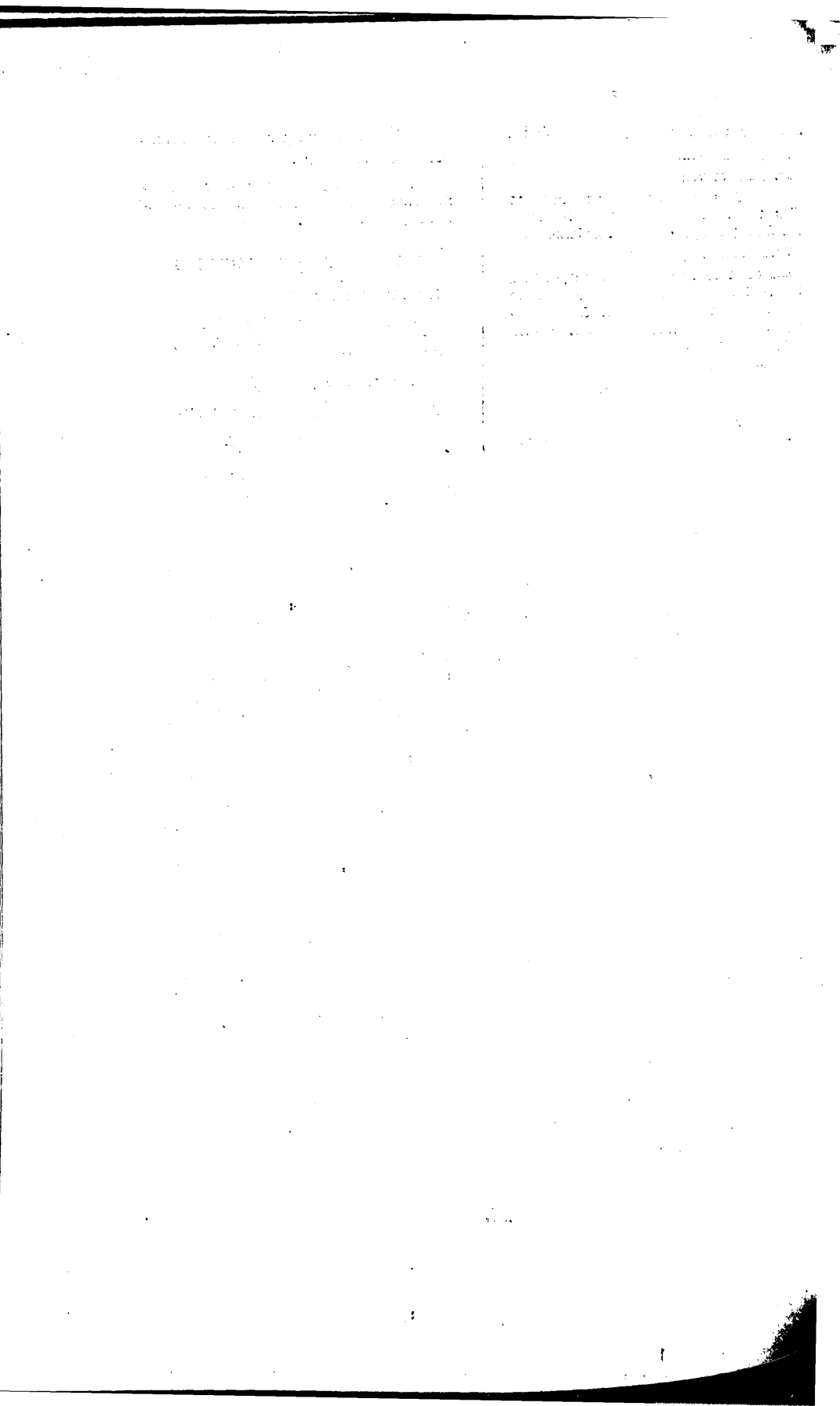
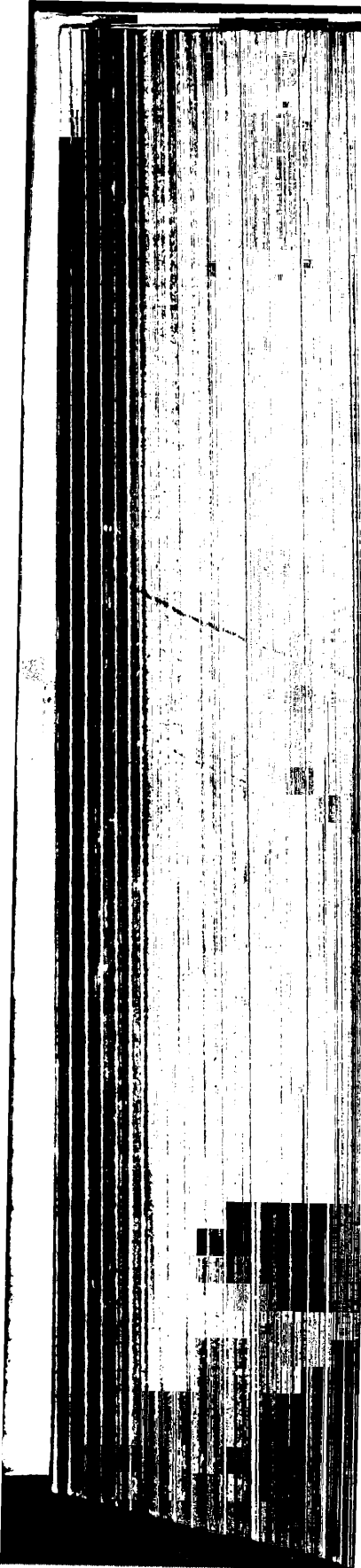
Mr. McArdle moved

That the Minutes of Monday, July 28, 1947, and Wednesday, July 30, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. McArdle

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, August 11, 1947,

No. 34.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, August 11, 1947.

Council met.

Present:—Messrs.

Demmler Stewart
Duff McArdle
Gallagher Kilgallen, (Pres't)

Absent:—Messrs.

Leonard Wolk
Weir

PRESENTATIONS

Mr. Demmler presented

No. 2858. RESOLVED, That the City Treasurer be and he is hereby authorized and directed to accept from the following persons the amounts set opposite their names in satisfaction of the following liens filed against their properties for the grading, paving and curbing of Viruth street, without interest and penalties, and that the City Solicitor upon receipt of such payment be authorized and directed to satisfy such liens filed against the properties of these persons and charge the costs to the City of Pittsburgh:

Amount No. and Term

Edna J. Clyde and
Carl D. Clyde.....\$269.94 10 Oct. 1945

John J. McKenna... 369.94 17 Oct. 1945
John J. McKenna... 369.94 18 Oct. 1945
John J. McKenna... 277.46 19 Oct. 1945
Ella McGuigen ---- 369.94 20 Oct. 1945
Ella McGuigen ---- 27.75 21 Oct. 1945
Potter Title &
Trust Co. 64.74 23 Oct. 1945

Also

No. 2859. RESOLVED, That the City Treasurer be and he is hereby authorized and directed to accept from the following persons the amounts set opposite their names in satisfaction of the following liens filed against their properties for the grading, paving and curbing of Solar street, without interest and penalties, and that the City Solicitor upon receipt of such payment be authorized and directed to satisfy such liens filed against the properties of these persons and charge the costs to the City of Pittsburgh:

Amount No. and Term

German Evangelical
Lutheran Church
Cemetery\$2000.00 57 Oct. 1945
William M. Hegel
and Martha, his
wife 220.00 58 Oct. 1945
Walter S. Haupt
and Elizabeth,
his wife 220.00 59 Oct. 1945
Walter S. Haupt
and Elizabeth,
his wife 220.00 60 Oct. 1945
Walter S. Haupt
and Elizabeth,
his wife 220.00 61 Oct. 1945
Walter S. Haupt
and Elizabeth,
his wife 220.00 62 Oct. 1945

Walter S. Haupt
and Elizabeth,
his wife----- 220.00 63 Oct. 1945
Which were read and referred to the
Committee on Finance.

Also

No. 2860. Communication from
Walter R. Demmler asking the Depart-
ment of Public Safety to advise Council
whether or not it is desirable to make
Fifth avenue, between Neville street and
Shady avenue a "No Parking" street.

Which was read and referred to the
Committee on Public Safety.

Mr. Duff presented

No. 2861. An Ordinance trans-
ferring \$900.00 from Code Account No.
1102, Salaries, Regular Employees, to
Code Accounts No. 1103, Miscellaneous
Services, and No. 1104, Supplies, within
the Department of City Planning.

Also

No. 2862. An Ordinance per-
mitting employees of the City of Pitts-
burgh to accumulate annual sick leave
for a period not exceeding three years,
pursuant to an Act of Assembly, No. 422,
approved the 28th day of June, 1947.

Also

No. 2863. Communication from
James P. Kirk, City Treasurer, submit-
ting statement of the collection of delin-
quent taxes for the period July 16 to
July 31, 1947; also statement of the col-
lection of the accounts of the City So-
licitor.

Which were severally read and referred
to the Committee on Finance.

Mr. Gallagher presented

No. 2864. Certificate of Emer-
gency signed by the Mayor and the City
Controller relative to amendment to
Salary Ordinance affecting Blacksmiths
in the Bureau of Automotive Equipment,
Department of Public Works.

Also

No. 2865. An Ordinance amend-
ing a portion of Section 91½, Bureau of
Automotive Equipment, Department of
Public Works, of Ordinance No. 501, ap-
proved December 28, 1946, entitled, "An
Ordinance fixing the number of officers
and employees of all departments of the
City of Pittsburgh, and the rate of com-

pensation thereof."

Also

No. 2866. An Ordinance au-
thorizing the issuance of warrants in
favor of Pisani Brothers in the sum of
\$520.00, et al., in payment for automotive
repairs, materials and parts furnished
and services rendered in the Bureau of
Automotive Equipment, D. P. W., for
the benefit of the City without previous
authority of law.

Also

No. 2867. An Ordinance au-
thorizing the issuance of warrants in
favor of Duquesne Light Company in
sums of \$60,174.76 and \$60,177.16 in pay-
ment for street lighting service fur-
nished during the months of June and
July, 1947, respectively, for the benefit
of the City without previous authority
of law.

Which were severally read and referred
to the Committee on Finance.

Also

No. 2868. An Ordinance pro-
viding for a contract or contracts for
repair and repaving of Davis Avenue
Bridge over Woods Run avenue, for re-
construction of Tustin Street Steps to
South Twenty-second Street Bridge, for
repairs to Washington street pedestrian
subway under Bigelow Boulevard, for
repair and resurfacing of Shaler Street
Bridge and Alexander Street Bridge over
Saw Mill Run, and for the payment of
the costs thereof.

Also

No. 2869. An Ordinance provid-
ing for a contract or contracts for re-
pairs to the Bureau of Tests Laboratory
Building, Department of Public Works,
located at Centre avenue and Dithridge
street, and providing for the payment
of the cost thereof.

Also

No. 2870. An Ordinance au-
thorizing and directing the grading, pay-
ing and curbing of Fifty-Five and a
Half street, from Camelia street to Celandine street, and other work incidental
thereto, and including, as may be ne-
cessary, the grading of approaches on
streets affected thereby and sinking of
exploratory test holes; letting a contract
or contracts therefor, and providing that
the costs, damages and expenses of the

same be assessed against and collected from property specially benefited thereby.

Also

No. 2871. An Ordinance opening Noah way, from Sylvan avenue to Tasso street, and from Sylvan avenue to Irvine street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2872. An Ordinance widening Idlewood road, from a point 12.22 feet north of the point of curve at the northerly terminus of the second curve north of the Chartiers Cemetery to Bell avenue and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Gallagher (for Mr. Leonard) presented

No. 2873. An Ordinance amending Section 1 of Ordinance No. 305, entitled, "An Ordinance transferring and appropriating the sum of Twenty Thousand (\$20,000.00) Dollars from Bond Fund No. 166-6, Construction No. 4 Police Station to Bond Fund 166-5, Construction No. 47 Engine House, for the cost of construction of No. 47 Engine House, including engineering and architectural expenses in connection therewith," approved the 6th day of August, 1947.

Also

No. 2874. An Ordinance authorizing the issuance of a warrant in favor of Adams and Watson for \$465.00 for the razing of a two story brick extension at the rear of a building located at 2824 Penn avenue.

Also

No. 2875. An Ordinance authorizing the issuance of warrants in favor of War Assets Administration for \$1,380.00, and Mine Safety Appliances Company for \$6.00 for supplies furnished the Bureau of Police and the Medical Division, D. P. S., respectively, without previous authority of law.

Also

No. 2876. An Ordinance au-

thorizing the issuance of a warrant in favor of Fritz Kubitz in the sum of \$300.00 for services rendered the Bureau of Building Inspection, without previous authority of law.

Which were severally read and referred to the Committee on Finance.

Mr. Stewart presented

No. 2877. An Ordinance transferring \$300.00 to C. A. 1366, and \$400.00 to C. A. 1366-4, Bureau of Repairs, Department of Lands and Buildings, from C. A. 1807, Repairs, Department of Parks and Recreation.

Also

No. 2878. Communication from Howard B. Stewart, Director, Department of Parks and Recreation, requesting permission to send two members of the Forestry Division of the Bureau of Grounds and Buildings to the 23rd National Shade Tree Conference to be held in Cleveland, Ohio, August 18-22, 1947.

Which were read and referred to the Committee on Finance.

Mr. Stewart (for Mr. Wolk) presented

No. 2879. An Ordinance authorizing the Pittsburgh & West Virginia Railway Company to abandon and demolish its facilities in the City of Pittsburgh, to discontinue service therein, and to dismantle crossings where tracks and structures of said Company cross over the grades of Penn avenue, Exchange way, Liberty avenue, Block House way, Fourth avenue, Third avenue, Second avenue (Boulevard of the Allies) and First avenue in the City of Pittsburgh.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2880. Communication from the Civic Club of Allegheny County requesting Council to pass a Resolution committing itself to the non-issuance of any new Councilmanic Bonds until after 1952 except in case of dire emergency.

Also

No. 2881. Communication from Sheet Metal Workers International Association, T. J. Garvey, Business Agent, advising Council of latest agreement with Sheet Metal and Roofing Contractors Association.

Also

No. 2882. Communication from City Treasurer submitting report of deposits and market values of collateral security pledged to secure the same as of July 31, 1947.

Also

No. 2883. Communication from Frank A. Weiss requesting reimbursement for damage to automobile while driving on Penn avenue.

Which were severally read and referred to the Committee on Finance.

Also

No. 2884. Communication from Mayer Sniderman, Esq., relative to use of space on the public streets for cab stands for the Peoples Cab Company.

Also

No. 2885. Petition of residents, owners of businesses and property owners of the Fourth Ward requesting that an Ordinance be passed abolishing noise-making firework displays in the hospital district.

Which were read and referred to the Committee on Public Safety.

Also

No. 2886. Communication from Edward A. Tobias, Esq., offering the Cline property on Baker street, 10th Ward, to the City for the sum of \$500.00.

Also

No. 2887. Communication from Kazimier Pulaski Society, John Szkola, President, offering to purchase a piece of city-owned property located across the street from 1740 Eckert street.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2888. Report of the Committee on Finance for August 5, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2847. An Ordinance entitled, "An Ordinance setting up a

trust fund account for the purchase of streptomycin and the deposit of all payments made to the streptomycin trust fund, and authorizing the Director of the Department of Public Health to purchase and administer streptomycin to patients at the Pittsburgh Tuberculosis Sanatorium with or without charge."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Duff

Stewart

Gallagher

Kilgallen, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2839. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of the Fairfax Press & Envelope Co., in the sum of \$681.00, et al., for printing, automobile parts, stencils, giant photos, and glass for the Department of Public Works, Department of City Treasurer, Department of City Planning, and Department of Parks and Recreation, without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen (Pres't)
Ayes 6. Noes none.	

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2393. Resolution authorizing and directing the Collector of Delinquent Taxes to accept the sum of \$250.00 in full settlement of unpaid metered water bills against the property of Fannie Landue, 2518 Webster avenue, 5th Ward, for the years 1932 to 1946, both inclusive.

Which was read.

Also

Bill No. 2840. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$342.50 in full settlement of delinquent flat rate water charges against the property of A Labovitz, 1926 Murray avenue, 14th Ward, for the year 1941, unpaid balance of the year 1942, the year 1943, and the years 1945 and 1946.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)
Ayes 6. Noes none.	

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 2841. Resolution authorizing the issuing of a warrant in favor of Dr. Frank Abrams, 5611 Penn avenue, in the sum of \$220.00 for medical service rendered to Paul Duggan who was injured on January 23, 1947 during the course of his employment as a technical assistant engineer in the Department of Public Works, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)
Ayes 6. Noes none.	

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2758. An Ordinance entitled, "An Ordinance transferring \$6,500.00 from C. A. 1743 and 1744 to C. A. 1767, 1771, 1772 and 1774 in the Bureau of Water, Department of Public Works."

In Finance Committee, August 5, 1947, bill read and amended in Section 1 as shown in red and in the title by striking out the figure \$6,500.00 and inserting in lieu thereof the figure \$5,200.00, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to

allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2845. An Ordinance entitled, "An Ordinance amending Section 14, Department of City Planning, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

Which was read.

Mr. Duff moved

That Bill No. 2845 be recommended to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 2846. An Ordinance entitled, "An Ordinance amending Section 5, Department of City Planning, of Ordinance No. 500, entitled, 'An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year beginning January 1, 1947.'"

Which was read.

Mr. Duff moved

That Bill No. 2846 be recommended to the Committee on Finance.

Which motion prevailed.

Mr. Gallagher presented

No. 2889. Report of the Committee on Public Works for August 5, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2728. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30, by changing from a Forty-five Foot District to a Thirty-five Foot District, all that certain property, now classified 'A-B' Residence District, fronting on the southerly side of Penn avenue extending eastwardly from South Richland street to South Braddock avenue."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Kilgallen, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Gallagher (for Mr. Leonard) presented

No. 2890. Report of the Committee on Public Safety for August 5, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2844. An Ordinance

entitled. "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 3-section one way traffic signal lanterns for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Duff

Stewart

Gallagher

Kilgallen (Pres't.).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Stewart moved

That the Minutes of Monday, August 4, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Stewart

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, August 18, 1947.

No. 35.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, August 18, 1947.

Council met.

Present:—Messrs.

Demmler

Duff

Gallagher

Leonard

McArdle

Stewart

Weir

Kilgallen (Pres't)

Absent: Mr. Wolk.

PRESENTATIONS

Mr. Demmler presented

No. 2891. An Ordinance authorizing and directing the grading, paving and curbing of Clayton avenue, between Perrysville avenue and Divinity street, and other work incidental thereto, including the relaying of water lines, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Mr. Duff presented

No. 2892. Certificate of Emer-

gency signed by the Deputy Mayor and the City Controller certifying to an emergency requiring a special appropriation in the amount of \$17,127.00, or so much thereof as may be necessary, for payment of salaries for additional employees in the City Planning Commission to carry on work in connection with the Urban Redevelopment Authority.

Also

No. 2893. An Ordinance declaring the existence of an emergency and transferring \$17,127.00 from the following: ----- to the following: Code Account 1102-A-1, Salaries, Regular Employees, \$15,027.00; Code Account 1104-C, Supplies, \$580.00, and Code Account 1106-F, Equipment, \$1,520.00, all within the Department of City Planning.

Also

No. 2894. An Ordinance supplementing Section 14, City Planning Commission, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Also

No. 2895. Resolution authorizing the issuing of a warrant in favor of John A. Wege in the sum of \$275.87 in full settlement of his claim against the City for truck damaged June 6, 1947, by Bureau of City Refuse truck at 2608 Noblestown road, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2896. An Ordinance providing for the letting of a contract for the furnishing and delivery of one adding machine for the Department of City Controller, and for the payment thereof.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2897. Communication from the Department of Public Works calling attention to extra work in connection with the contract for the widening of Cherry Way.

Which was read and referred to the Committee on Finance.

Also

No. 2898. An Ordinance authorizing and directing the construction of a public sanitary sewer on Beechland street and Theodore street, from a point about 80' north of Barberry street to the existing sanitary sewer on the south sidewalk of Theodore street, at a point about 85' east of Lindberg avenue, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2899. An Ordinance widening Bigelow boulevard at the intersection of Sixth avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which were read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 2900. Communication from the Department of Public Safety relative to the purchase of a Radio Antenna Tower from Radio Station KQV for broadcasting police calls for the sum of \$850.00.

Which was read and referred to the Committee on Finance.

Also

No. 2901. An Ordinance providing for an annual contract or contracts with one or more reputable private towers to tow to designated pounds vehicles illegally parked, wrecked, abandoned or seized within the limits of the City of Pittsburgh.

Also

No. 2902. An Ordinance to provide for the towing and impounding of wrecked, abandoned, seized or illegally parked vehicles under the supervision of the Department of Public Safety, and providing the methods and charges therefor.

Which were read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 2903. Resolution authorizing and directing the Mayor to deliver a deed to John Sparvero and Caroline Sparvero, his wife, all that certain lot or piece of ground situate in the 14th Ward, being Lot No. 5 on Goodman street in the Denniston Park Plan for the sum of \$75.00.

Also

No. 2904. Resolution repealing Resolution No. 232, approved September 24, 1946, authorizing the sale of part of Lot No. 40 and Lot No. 41 on Harrisburg street, 28th Ward, to William F. Fueller for the sum of \$1,200.00.

Also

No. 2905. Resolution amending Resolution No. 162, approved July 11, 1947, authorizing the sale of a portion of Lot No. 1099 on Wolford street, 19th Ward, to John Pusateri and Helen B. Pusateri, his wife, for the sum of \$250.00, by striking out the words "Plan Book Volume 17, Page 129" and inserting in lieu thereof the words "Plan Book Volume 23, Page 34."

Also

No. 2906. Resolution repealing Resolution No. 301, approved December 24, 1946, authorizing the sale of vacant lot at the corner of Reiss and Steese streets, 27th Ward, to John T. Andartes and Bessie Andartes, his wife, for the sum of \$1,080.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 2907. An Ordinance exempting the position of Park Naturalist in the Department of Parks and Recreation, Bureau of Recreational Activities, from the requirements of Section 42 of

Ordinance No. 450, approved January 7, 1902, as amended.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 2908. Communication from International Brotherhood of Electrical Workers Local Union No. 5, Wm. G. Shord, Business Manager, requesting Council to amend Budget Ordinance for the year 1948 to provide for eight Signal Service Operators.

Also

No. 2909. Communication from James E. and Katherine J. Tomb requesting Council to review decision made by the Board of Viewers in the sum of \$484.70 for the improvement of Bellaire Place.

Which were read and referred to the Committee on Finance.

Also

No. 2910. Petition of taxpayers and residents of the 23rd, 24th and 25th Wards demanding new steps of either wooden or concrete construction be erected between Middle and Dunloe streets and between Graib and Henderson streets.

Also

No. 2911. Communication from Norman Gluck, Esq., in behalf of John Hando, requesting City Council to amend Zoning legislation so that the discontinuance of a non-conforming use shall not apply to returning veterans.

Which were read and referred to the Committee on Public Works.

Also

No. 2912. Communication from the Clarion River Valley Restoration Association advising Council of a Resolution passed by the Association and requesting a public hearing on the pollution of the Clarion River.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 2913. Communication from the Department of Supplies transmitting report of the department for the calendar year 1946.

Also

No. 2914. Annual report of the Civil Service Commission for the year 1946.

Which were read, received and filed.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2915. Report of the Committee on Finance for August 12, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2861. An Ordinance entitled, "An Ordinance transferring \$900.00 from Code Account No. 1102, Salaries, Regular Employees, to Code Accounts No. 1103, Miscellaneous Services, and No. 1104, Supplies, within the Department of City Planning."

Which was read.

Also

Bill No. 2873. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 305, entitled, 'An Ordinance transferring and appropriating the sum of Twenty Thousand (\$20,000.00) Dollars from Bond Fund No. 166-6, Construction No. 4 Police Station to Bond Fund 166-5, Construction No. 47 Engine House, for the cost of construction of No. 47 Engine House, including engineering and architectural expenses in connection therewith,' approved the 6th day of August, 1947."

Which was read.

Also

Bill No. 2877. An Ordinance entitled, "An Ordinance transferring \$300.00 to C. A. 1366 and \$400.00 to C. A. 1366-4, Bureau of Repairs, Department of Lands and Buildings, from C. A. 1807, Repairs, Department of Parks and Recreation."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Kilgallen, (Pres't)
McArdle	

(Mr. Leonard not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2864.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7th, 1901, P. L. 20, as amended by the Act of May 31st, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, Ordinance No. 501, Section 91½, Bureau of Automotive Equipment, Department of Public Works, provides for the employment of two blacksmiths; and

WHEREAS, The Director of the Department of Public Works by letter dated July 17th, 1947, stated that the Bureau of Automotive Equipment is in need of a Body and Fender Repairman; and

WHEREAS, A surplus will exist in Section 91½ of the Salary Ordinance of the Bureau of Automotive Equipment, Department of Public Works, by reason of the resignation of one Blacksmith about August 1st, 1947;

NOW, THEREFORE, It appearing that a good and sufficient reason exists to impel the certification of an emergency under the circumstances, we, David L. Lawrence, Mayor of the City of Pitts-

burgh and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the employment of a Body and Fender Repairman in the Bureau of Automotive Equipment, Department of Public Works at \$16.00 per day.

DAVID L. LAWRENCE,
Mayor.

EDWARD R. FREY,
City Controller.

Which was read, received and filed.

Also

Bill No. 2865. An Ordinance entitled, "An Ordinance amending a portion of Section 91½, Bureau of Automotive Equipment, Department of Public Works, of Ordinance No. 501, approved December 28, 1946, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof.'"

Which was read.

Mr. Gallagher moved

That the bill be laid over.

Which motion prevailed.

Also

Bill No. 2866. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Pisan Brothers in the sum of \$520.00, et al. in payment for automotive repairs, materials and parts furnished and services rendered in the Bureau of Automotive Equipment, D. P. W., for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 2867. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Duquesne Light Company in sums of \$60-174.76 and \$60,177.16, in payment for street lighting service furnished during the months of June and July, 1947, respectively, for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 2875. An Ordinance

entitled, "An Ordinance authorizing the issuance of warrants in favor of War Assets Administration for \$1,380.00, and Mine Safety Appliances Co., for \$6.00 for supplies furnished the Bureau of Police and the Medical Division, D. P. S., respectively, without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and the noes were taken agreeably to law and were:

Ayes.—Messrs.:

Demmler	Stewart
Duff	Weir
Gallagher	Kilgallen, (Pres't)
McArdle	

(Mr. Leonard not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 2876. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Fritz Kubitz in the sum of \$300.00 for services rendered the Bureau of Building Inspection without previous authority of law."

In Finance Committee, August 12, 1947, bill read and amended in Section 1 by inserting in blank space the words, "1011, Unallocated Funds," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes.—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Kilgallen, (Pres't)
McArdle	

(Mr. Leonard not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2806. Resolution authorizing the issuing of a warrant in favor of C. M. Friedland, D. D. S., in the sum of \$70.00 which is an estimate of the cost of new upper dentures which resulted from an injury sustained by Francis Kocinsky on December 18, 1946, while employed as a laborer in the Fifth Division of the Bureau of Highways and Sewers, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read.

Also

Bill No. 2807. Resolution authorizing the issuing of a warrant in favor of Albert T. Rowley Company in the sum of \$200.00 for an artificial arm made for David Cromedy, Mr. Cromedy's arm being amputated as a result of an injury sustained on August 17, 1942, while in the employ of the Bureau of Refuse, Department of Public Works, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read.

Also

Bill No. 2808. Resolution authorizing the issuing of a warrant in favor of John L. Brennen, hoseman in the Bureau of Fire, Department of Public Safety, in the sum of \$70.00 for lower dentures which were broken while in the performance of his duties, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read.

Also

Bill No. 2809. Resolution authorizing the issuing of a warrant in favor of A. E. Dietrich, D. D. S., in the sum of \$100.00 for the upper and lower dentures furnished to Howard Streib, City Fireman, who lost his dentures while fighting a fire on January 26, 1946, in which he was seriously injured, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read.

Also

Bill No. 2810. Resolution authorizing the issuing of a warrant in favor of Ralph Levison, D. D. S., in the sum of \$75.00 for the replacing of teeth and for dental work rendered to William Hallgren who was injured in the line of duty on December 26, 1945, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read.

Also

Bill No. 2811. Resolution authorizing the issuing of a warrant in favor of Edward Schuster, Detective in the Bureau of Police, Department of Public Safety, in the sum of \$27.40, for glasses which were broken while in the performance of his duties, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read.

Also

Bill No. 2812. Resolution authorizing the issuing of a warrant in favor of B. J. Slone, D. D. S., in the sum of \$50.00 for surgery and extraction rendered to Ollie S. Letzkus, Bureau of Fire, Department of Public

Safety, for injury sustained by Mr. Letzkus on December 31, 1946, while in the course of his employment, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Kilgallen, (Pres't)
McArdie	

(Mr. Leonard not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Gallagher presented

No. 2916. Report of the Committee on Public Works for August 12, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2868. An Ordinance entitled, "An Ordinance providing for a contract or contracts for repair and repaving of Davis Avenue Bridge over Woods Run avenue, for reconstruction of Tustin Street Steps to South Twenty-Second Street Bridge, for repairs to Washington street pedestrian subway under Bigelow Boulevard, for repair and resurfacing of Shaler Street Bridge and Alexander Street Bridge over Saw Mill Run, and for the payment of the costs thereof."

Which was read.

Also

Bill No. 2869. An Ordinance entitled, "An Ordinance providing for a contract or contracts for repairs to the Bureau of Tests Laboratory Building, Department of Public Works, lo-

cated at Centre avenue and Dithridge street, and providing for the payment of the cost thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Kilgallen (Pres't)
McArdle	

(Mr. Leonard not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Weir (for Mr. Wolk) presented

No. 2917. Report of the Committee on Public Service and Surveys for August 12, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2879. An Ordinance entitled, "An Ordinance authorizing The Pittsburgh and West Virginia Railway Company to abandon and demolish its facilities in the City of Pittsburgh, to discontinue service therein, and to dismantle crossings where tracks and structures of said Company cross over the grades of Penn Ave., Exchange Way, Liberty Ave., Block House Way, Fourth Avenue, Third Ave., Second Ave. (Boulevard of the Allies) and First Ave. in the City of Pittsburgh."

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings

and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Leonard presented

No. 2918. WHEREAS, Many protests have been received that an unlawful and unsanitary dump, dangerous to health, is being operated in the Twelfth Ward of the City of Pittsburgh at a location in the Thirteen-Hundred Block of Paulson avenue, bounded by Olivant, Nelson and Dunmore streets and known as "The Old Brick Yard Property"; and

WHEREAS, By reason of the unlawful dumping of garbage and other debris, rats, roaches, vermin and other rodents and insects abound upon the property and are endangering the health of the adjoining community; Now, Therefore,

BE IT RESOLVED, That the Director of the Department of Public Health be, and he is hereby directed, to make an immediate investigation of the property in the Thirteen-Hundred Block of Paulson avenue known as "The Old Brick Yard Property," to determine if conditions of unlawful dumping exists at that location, whether a nuisance is being created by the dumping of garbage and, other debris which should be abated, and whether the health and welfare of people in the adjoining neighborhood are being endangered; and is further directed to report to Council at the meeting of the Committee on Health and Sanitation no later than three o'clock Tuesday, August 19, 1947.

Which was read.

Mr. Leonard moved

The adoption of the resolution.

Mr. Leonard:

Mr. President:—There have been quite a few complaints about this dump in the Old Brick Yard. It was called to my attention last week, and I had been out of the City for a couple of days. Last Saturday I went out to this property and went out again this morning. I think through this heat wave it may cause an epidemic with the flying roaches throughout that neighborhood. The reason I presented this resolution today, I think the Bureau of Sanitation should act immediately. They started to fill in there with stones and dirt but since the problem of the commercial collection of garbage it seems that a lot of them have been hauling this out and dumping it there. I saw very large rats there this morning, and the thing that disturbs me is the flying roaches. There was a man in here with some in a bottle. I think that dump should be closed immediately and protect the people from these cans and fruit and everything laying there within sight. It is no fault of the City's that this came about, but I think it is our duty to close this immediately. Every once in a while it catches fire and it is right in the residential neighborhood. They charge so much a load to dump. It is going to cause a terrible health menace and I think it is important that we get rid of it. I so worded the resolution so the Department of Public Health will act immediately and report to the Committee tomorrow.

And the question recurring on the adoption of the resolution, the motion prevailed.

The Chair presented

No. 2919. WHEREAS, The Gimbel Stores of Pittsburgh and Philadelphia are currently sponsoring a patriotic project, calling for the painting of the historic and contemporary life of Pennsylvania by some of America's most distinguished artists; and

WHEREAS, The contemplated collection of approximately one hundred oil paintings, water colors and drawings, upon its completion in September, will

be exhibited throughout the Commonwealth of Pennsylvania, and then sent on a national tour which will extend over a period of five years, with the hope that hundreds of thousands of people throughout the Nation will gain a keener appreciation and a greater knowledge of the cultural, industrial, geographical and historical background of our great Commonwealth; therefore, be it

RESOLVED, By the Council of the City of Pittsburgh, that this Council does hereby commend the Gimbel Stores of Pittsburgh and Philadelphia for the extraordinary, patriotic service they are rendering to the Commonwealth of Pennsylvania in sponsoring and completing the group of paintings and for arranging for the exhibition throughout the entire Nation, and this Body hereby expresses its thanks, on behalf of the people of Pittsburgh to the management of Gimbel Stores for such a fine and outstanding contribution to the Commonwealth of Pennsylvania.

Which was read.

Mr. Duff moved

The adoption of the resolution.

Which motion prevailed.

The Chair also presented

No. 2920. WHEREAS, The transfer of Colonel Walter E. Lorence from his position as Chief of Pittsburgh District Army Engineers would jeopardize programs of vital importance to Pittsburgh, including the Conemaugh Dam Flood Control Program; and

WHEREAS, His retention here would inure to the best interests of this community; Now, Therefore,

BE IT RESOLVED, That Council of the City of Pittsburgh respectfully urge Lieutenant General Raymond J. Wheeler, Chief of United States Engineers in Washington, D. C., to retain the services of Colonel Walter E. Lorence at Pittsburgh; and

BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to Lieutenant General Raymond J. Wheeler.

Which was read.

Mr. Demmler moved

The adoption of the resolution.

Which motion prevailed.

Mr. Stewart moved

That the Minutes of Council of Monday, August 11, 1947, be approved.

Which motion prevailed.

Mr. Duff moved

That Council recess until Tuesday, August 19, 1947, at 1:55 o'clock, P. M.

Which motion prevailed.

And

Council recessed.

Pittsburgh, Pa.,

Tuesday, August 19, 1947.

And the hour of 1:55 o'clock, P. M., having arrived and the time of the

recess having expired, Council reconvened and there were:

Present:—Messrs.

Duff

Gallagher

Leonard

Absent:—Messrs.

Demmler

Weir

McArdle

Stewart

Kilgallen, (Pres't)

Wolk

The Chair:

What is the pleasure of Council?

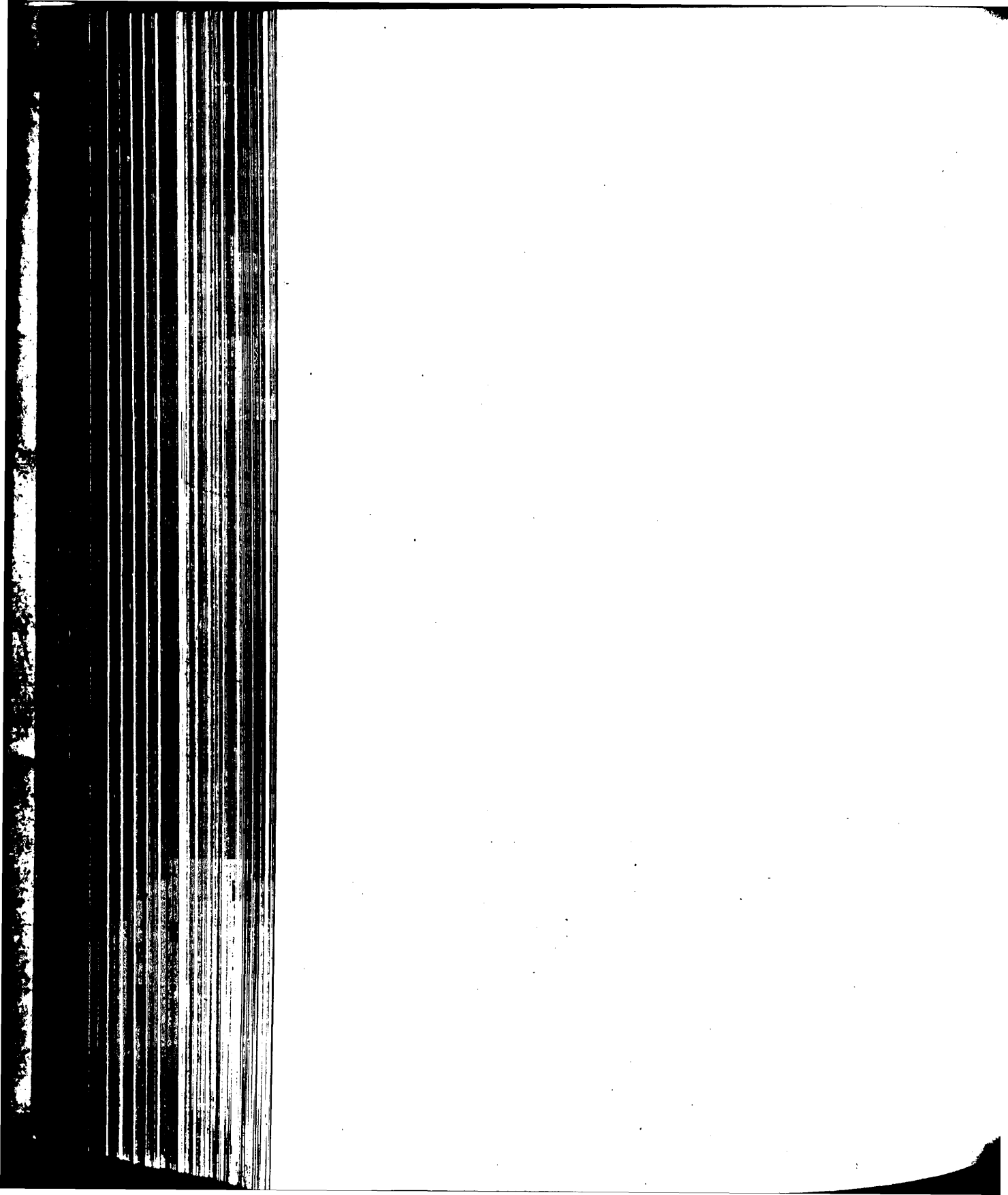
Mr. Duff moved

That Council adjourn.

Which motion prevailed.

And

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, August 25, 1947.

No. 36.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, August 25, 1947.

Council met.

Present:—Messrs.:

Demmler, Stewart

Gallagher Weir

Leonard Wolk

McArdle Kilgallen, (Pres't)

Absent: Mr. Duff.

PRESENTATIONS

Mr. Gallagher (for Mr. Duff) presented

No. 2921. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Binders for the Department of City Treasurer, and for the payment thereof.

Also

No. 2922. Certificate of Emergency signed by the Deputy Mayor and the City Controller certifying to the existence of an emergency requiring a special appropriation for payment of costs to private contract towers to clear City streets of vehicles illegally parked, wrecked or abandoned.

Also

No. 2923. Certificate of Emer-

gency signed by the Deputy Mayor and the City Controller certifying to the existence of an emergency requiring the deletion of the number of days wherever they appear in Sections 27 and 28, Department of Public Health, of the Salary Ordinance.

Also

No. 2924. An Ordinance amending a portion of Sections 27 and 28, Department of Public Health, of Ordinance 501, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Also

No. 2925. Certificate of Emergency signed by the Deputy Mayor and the City Controller certifying to the existence of an emergency requiring additional clerical personnel in the form of one stenographer-clerk at \$1,965.00 per annum and one clerk at \$2,017.00 per annum in the Bureau of Smoke Prevention, Department of Public Health.

Also

No. 2926. An Ordinance amending portions of Section 31, Bureau of Smoke Prevention, Department of Public Health, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, by adding thereto one stenographer-clerk and one clerk.

Also

No. 2927. An Ordinance authorizing and directing the Department of City Treasurer, City of Pittsburgh, to provide mailing facilities to the Tuber-

culosis Control Program and to furnish postage, United States Postal Cards and other mailing requirements, which may be properly charged to Code Account No. 51, Departmental Postage.

Also

No. 2928. Resolution authorizing the issuing of a warrant in favor of County of Allegheny in the sum of \$8,418.00 being payment for printing of special ballots in connection with the Bond Issue Election to be held September 9, 1947, and charging same to Code Account No. 48, Election Expenses.

Also

No. 2929. An Ordinance authorizing the transfer of \$1,190.00 from and to certain Code Accounts within the Bureau of Repairs, Department of Lands and Buildings.

Also

No. 2930. An Ordinance transferring the sum of \$1,800.00 from Code Account Nos. 1229 and 1237, Department of Public Health, to Code Account Nos. 1367-3, 1367-7 and 1370, Department of Lands and Buildings.

Also

No. 2931. An Ordinance authorizing the issuance of a warrant in favor of Babcock & Wilcox Company in the sum of \$1,140.93 in payment for emergency repairs to Boiler No. 3 at Ross Pumping Station for the benefit of the City without previous authority of law.

Also

No. 2932. Resolution authorizing and directing the City Solicitor to accept the sum of \$1,516.04 net in full settlement of the City's right of subrogation to receive the sums paid to C. Francis Merz as compensation for the injuries received by him on May 31, 1946, and authorizing and directing the Mayor and the Director of Public Safety to make, execute and deliver to and accept from C. Francis Merz and Edward C. Klein of Pittsburgh, Pa., such releases and other documents necessary to settle the claim of the City for subrogation in the case of C. Francis Merz vs. Edward C. Klein of Pittsburgh, Pa., defendant, No. 599 January Term 1947, in accordance with the terms of this resolution.

Also

No. 2933. Certificate of Emergency signed by the Deputy Mayor and the City Controller certifying to the existence of an emergency requiring a special appropriation of \$45,000.00 for installation of water lines in the Miller-mont Plan of Lots.

Also

No. 2934. Communication from the City Treasurer submitting statement of the collection of delinquent taxes for period from August 1 to August 15, 1947; also statement of collection of the accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 2935. Petition for the grading, paving and curbing of Milan avenue, from Alwyn avenue to Birchland street.

Also

No. 2936. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of three Bulldozers for the Bureau of City Refuse, Department of Public Works, and for the payment of the cost thereof.

Also

No. 2937. Petition for the grading, paving and curbing of Delford street, from Leaside drive to Leaside drive.

Also

No. 2938. An Ordinance authorizing and directing the grading, paving and curbing of Delford street, between Leaside drive and Leaside drive, and other work incidental thereto including the installation of house laterals and the construction of a storm sewer on Delford street and Leaside drive, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting of a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2939. An Ordinance au-

thorizing and directing the construction of a public sewer on Barberry street and private properties of Robert L. Saxton, et ux., South Pittsburgh Water Company and A. Cassey, from a point about 200' west of Diller place to the existing sewer on Lougean avenue, with a branch sewer on Scorer street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 2940. Tentative specifications for towing contracts for illegally parked, wrecked, abandoned or seized automobiles.

Which was read and referred to the Committee on Public Safety.

Also

No. 2941. Petition of residents of the City requesting postponement of the anti-Smoke Ordinance which becomes effective on October 1, 1947.

Which was read.

The Chair:

These petitions will be received and filed and made part of the records of Council.

Mr. Leonard:

Mr. President:—Does that mean the petitions will not be discussed in Committee tomorrow?

The Chair:

Yes.

Mr. Leonard:

If these petitions cannot be discussed tomorrow, I want to talk about them now. I want the Smoke Bureau to inform us how many objections to the Smoke Ordinance have been received.

The Chair:

Under these circumstances, our former order is rescinded and we now direct that these petitions be referred to the Committee on Health and Sanitation.

And No. 2941 was referred to the Committee on Health and Sanitation.

Mr. McArdle presented

No. 2942. Resolution authorizing and directing the Mayor to execute a quit-claim deed for lots in the 20th Ward, owned by Vincenzo Celentano and Angela Celentano to Dolores Albert and Alfred R. Albert, her husband, heirs at law of the former owners.

Also

No. 2943. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings to purchase a certain lot in the 10th Ward, being Lot No. 68 in the Garrison Heirs Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 3, Page 243, having a frontage of 48 feet on Baker street and extending back 120 feet to Java way, from John Cline Heirs, for the sum of \$500.00, and authorizing the issuing of a warrant in the sum of \$500.00 in favor of John Cline Heirs, c/o Edward A. Tobias, 314 Bake-well Building, chargeable to and payable from Code Account No. -----

Which were read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 2944. An Ordinance supplementing Section 31 of Ordinance No. 450, known as the "Charter Ordinance" entitled, "An Ordinance to carry into effect in the City of Pittsburgh an Act of Assembly entitled, 'An Act for the government of cities of the second class,' approved the 7th day of March 1901; referring to the qualifications and appointments of the City Recorder; establishing the Departments of Public Safety, Public Works, Collector of Delinquent Taxes, Assessors, City Treasurer, City Controller, Law, Charities and Correction, and Sinking Fund Commission; creating and fixing Bureaus and the titles thereof, and subordinate officers and offices; prescribing the mode of their election or appointment, defining the duties and powers of such; fixing the amount of bonds to be given, and allotting the various Bureaus and other officers to the proper Departments," approved January 7, 1902.

Which was read.

Mr. Stewart:

Mr. President:—I request unanimous consent to make a statement.

Mr. President:—Ever since the present Charter of the City of Pittsburgh was passed by the Legislature, which was forty-six years ago, and ever since the Charter Ordinance was enacted by the Council of the City of Pittsburgh, which was more than forty-five years ago, it has been the practice of every City Solicitor, including myself, to have the First Assistant act in certain matters which were necessary for the conduct of the City's business during the absence of the City Solicitor, or during his incapacity for illness or other reasons. This, as I say, has been the unbroken course of conduct by all the City Solicitors. It is now the procedure in the Law Department. However, Mr. President, there is no provision in either the Charter Act or the Charter Ordinance which specifically authorizes the First Assistant to act as shall we say, a deputy City Solicitor, although that power exists in certain other instances of the City government. The City Controller has felt that specific authority in this respect is desirable, although it seems to me that it is desirable it is by no means essential inasmuch as this power is implied or understood. However, a specific authority along those lines is provided in this amendment, and it is for that purpose that it is introduced.

And the ordinance was referred to the Committee on Finance.

Mr. Weir presented

No. 2945. An Ordinance authorizing and directing the Mayor and the Director of the Department of Parks and Recreation, on behalf of the City of Pittsburgh, to lease to the Pittsburgh Garden Center a portion of the garage in Mellon Park for a period of twenty (20) years, commencing on October 1, 1947, in consideration of lessee's making improvements thereto.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Also

No. 2946. Petition of residents and property owners requesting that wooden steps be put in proper condition or replaced with concrete steps on Hawkins avenue, from Perrysville avenue to Veteran street.

Which was read and referred to the Committee on Public Works.

Mr. Wolk presented

No. 2947. An Ordinance granting unto the Midtown Motors, Inc., of Pittsburgh, its successors or assigns, the right to construct, maintain and use projections supported by steel, 18" over the southerly line of Bigelow Boulevard, in the Second Ward, Pittsburgh, Pennsylvania.

Also

No. 2948. Communication from the Department of Law transmitting financial statement of the Pittsburgh Motor Coach Company for the month of June, 1947.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2949. Communication from Harry J. Jordan, M. D., in behalf of Mrs. Margaret B. Jordan, requesting exoneration of penalty and interest on delinquent water bills on property at 254-256 Emerson street.

Also

No. 2950. Communication from Operative Plasterers & Cement Finishers International Association, Cement Finishers Local Union No. 526, advising of agreement entered into by and between the Building Trades Employers Association of Pittsburgh and the Local effective Wednesday, August 20, 1947, that the rate for Cement Finishers will be \$2.25 per hour.

Which were read and referred to the Committee on Finance.

Also

No. 2951. Communication from Squirrel Hill Post No. 577, The American Legion, attaching a copy of resolution recommending that an athletic field be erected and maintained in the 14th Ward.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

UNFINISHED BUSINESS

The Chair took up

Bill No. 2865. An Ordinance

entitled, "An Ordinance amending a portion of Section 91½, Bureau of Automotive Equipment, Department of Public Works, of Ordinance No. 521, approved December 28, 1946, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof'."

In Council, August 18, 1947, bill read and laid over.

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Gallagher	Weir
Leonard	Wolk
Stewart	Kilgallen (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

REPORTS OF COMMITTEES

Mr. Gallagher (for Mr. Duff) presented

No. 2952. Report of the Committee on Finance for August 19, 1947, transmitting sundry ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2862. An Ordinance entitled, "An Ordinance permitting employees of the City of Pittsburgh to accumulate annual sick leave for a period not exceeding three years, pursuant to an Act of Assembly, No. 422, approved the 28th day of June, 1947."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler,	Stewart
Gallagher	Weir
Leonard	Kilgallen, (Pres't)
McArdle	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2892.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY REQUIRING A SPECIAL APPROPRIATION

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general Ordinances except in cases of emergency, when special appropriations may be made to meet the same; and

WHEREAS, Ordinance No. 501, approved the 28th day of December, 1945, provides for certain positions for the City Planning Commission for the year 1947; and,

WHEREAS, A recent decision of the Supreme Court of Pennsylvania held that the Urban Redevelopment Authority was constitutional, and as it is the desire of the Authority to progress as rapidly as possible with its work, it becomes imperative that the Planning Commission of the City of Pittsburgh engage the following additional em-

ployes at the salaries hereinafter set forth, have Five hundred eighty dollars (\$580.00) set aside for additional supplies, and One Thousand five hundred twenty dollars (\$1,520.00) for additional equipment to carry on the project:

Planning Director---\$7,425.00 per annum
Chief Planner----- 6,600.00 per annum
Senior Planner----- 5,000.00 per annum
Senior Planning Engineer ----- 4,225.00 per annum
Research Analyst---- 4,104.00 per annum
Senior Secretary-Reporter ----- 2,700.00 per annum

NOW, THEREFORE, WE, JAMES P. KIRK, DEPUTY MAYOR, and EDWARD R. FREY, CONTROLLER OF THE CITY OF PITTSBURGH, do hereby certify to the Council of the City of Pittsburgh the existence of an emergency requiring a special appropriation in the amount of Seventeen thousand one hundred twenty-seven dollars (\$17,127.00), or so much thereof as may be necessary, for the payment of the salaries for the additional employes for the last six months of the year 1947 as well as for additional supplies and additional equipment to carry on the work of the CITY PLANNING COMMISSION in connection with the URBAN REDEVELOPMENT AUTHORITY.

JAMES P. KIRK,
Deputy Mayor.

EDWARD R. FREY,
City Controller.

Dated August 15, 1947.

Which was read, received and filed.

Also

Bill No. 2893. An Ordinance entitled, "An Ordinance declaring the existence of an emergency and transferring \$17,127.00 from the following: to the following: Code Account 1102-A-1, Salaries, Regular Employees, \$15,-027.00; Code Account 1104-C, Supplies, \$580.00 and Code Account 1106-F, Equipment, \$1,520.00, all within the Department of City Planning."

In Finance Committee, August 19, 1947, bill read and amended in Section 1 as shown in red, and in the title by striking out the words, "the following," after the words, "\$17,127.00 from," and by inserting in blank space the words,

"Code Account No. 42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Gallagher moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Kilgallen (Pres't.)
McArdle	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 2894. An Ordinance entitled, "An Ordinance supplementing Section 14, City Planning Commission, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

Which was read.

Also

Bill No. 2907. An Ordinance entitled, "An Ordinance exempting the position of Park Naturalist in the De-

partment of Parks and Recreation, Bureau of Recreational Activities, from the requirements of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Kilgallen (Pres't)
McArdle	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2895. Resolution authorizing the issuing of a warrant in favor of John A. Wege in the sum of \$275.87, in full settlement of his claim against the City for truck damaged by Bureau of City Refuse truck, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Kilgallen (Pres't)
McArdle	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 2953. Report of the Committee on Public Works for August 19, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2766. An Ordinance entitled, "An Ordinance widening Wenzell avenue at the intersection of Mackinaw avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Also

Bill No. 2767. An Ordinance entitled, "An Ordinance widening Espy avenue from Wenzell avenue to the dividing line between the City of Pittsburgh and the Borough of Dormont, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Kilgallen, (Pres't)
McArdle	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bills passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereof.

Also

Bill No. 2898. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sanitary sewer on Beechland street and Theodore street, from a point about 80' north of Barberry street to the existing sanitary sewer on the south sidewalk of Theodore street, at a point about 85' east of Lindberg avenue, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Kilgallen, (Pres't)
McArdle	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being the affirmative, the bill

passed finally.

Mr. Wolk presented

No. 2954. Report of the Committee on Public Service and Surveys for August 19, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2784. An Ordinance entitled, "An Ordinance vacating a strip three feet wide along the southerly line of Kent way from Fifty-third street to Fifty-fourth street in the 10th Ward of the City of Pittsburgh."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Kilgallen, (Pres't)
McArdle,	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereof.

Mr. Leonard presented

No. 2955. Report of the Committee on Public Safety for August 19, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2902. An Ordinance entitled, "An Ordinance to provide for the towing and impounding of wrecked, abandoned, seized or illegally parked vehicles under the supervision of the Department of Public Safety, and providing the methods and charges therefor."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Kilgallen, (Pres't)
McArdle	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2901. An Ordinance entitled, "An Ordinance providing for an annual contract or contracts with one or more reputable private towers to tow to designated pounds vehicles illegally parked, wrecked, abandoned or seized within the limits of the City of Pittsburgh."

In Public Safety Committee, August 19, 1947, bill read and amended by striking out Sections 1 and 2 and by inserting new Sections 1 and 2 as shown in red, and in the title by striking out the words: "Providing for an annual contract or contracts with one or more reputable private towers to tow to designated pounds vehicles illegally

parked, wrecked, abandoned or seized within the limits of the City of Pittsburgh," and by inserting in lieu thereof the following: "Providing for a six (6) month contract or contracts with one or more reputable private towers to tow to designated pounds vehicles illegally parked, wrecked, abandoned or seized within the limits of the City of Pittsburgh, and appropriating the sum of \$5,000.00 in payment of the cost of the same," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Leonard moved

That the amendments of the Public Safety Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Gallagher	Weir
Leonard	Kilgallen (Pres't)
McArdle	

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 2956. Report of the Committee on Lands, Buildings and Housing for August 19, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2903. Resolution authorizing and directing the Mayor to deliver a deed to John Sparvero and Caroline Sparvero, his wife, all that certain lot or piece of ground situate in the 14th Ward, being Lot No. 5 on Goodman street in the Denniston Park Plan for the sum of \$75.00.

Which was read.

Also

Bill No. 2904. Resolution repealing Resolution No. 232, approved September 24, 1946, authorizing the sale of part of Lot No. 40 and Lot No. 41 on Harrisburg street, 28th Ward, to William F. Fueller for the sum of \$1,200.00.

Which was read.

Also

Bill No. 2905. Resolution amending Resolution No. 162, approved July 11, 1947, authorizing the sale of a portion of Lot No. 1099 on Wolford street, 19th Ward, to John Pusateri and Helen B. Pusateri, his wife, for the sum of \$250.00, by striking out the words, "Plan Book Volume 17, Page 129" and inserting in lieu thereof the words "Plan Book Volume 23, Page 34."

Which was read.

Also

Bill No. 2906. Resolution repealing Resolution No. 301, approved December 24, 1946, authorizing the sale of vacant lot at the corner of Reiss and Steese streets, 27th Ward, to John T. Andartes and Bessie Andartes, his wife, for the sum of \$1,080.00.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler
Gallagher
Leonard
McArdle

Stewart
Weir
Kilgallen, (Pres't)

(Mr. Wolk not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Leonard:

Mr. President:—Regarding the Old Brick Yard dump on Paulson avenue, the Police Department has done a very good job in stopping the dumping of garbage and refuse but the people in charge of this dump have made no provisions to exterminate the rats and roaches. I think the Department of Public Health should order them to spray that dump with DDT. I think this Council should call that to their attention, as nothing has been done since we received Doctor Alexander's letter relative to this dump. I think the Health Department should be compelled to abate this nuisance. They charge so much a load to dump, and now they are prohibited from dumping but they have done nothing to get rid of the garbage.

Mr. Leonard moved

That the Department of Public Health be instructed to cause the owner of this dump to immediately abate the nuisance caused by the presence of exposed garbage, etc.

Which motion prevailed.

Mr. Stewart moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Demmler on August 19, 1947;

Mr. Duff on August 25, 1947;

Mr. Kilgallen (Pres't) on August 5, 1947;

Mr. Leonard on August 11 and 12, 1947;

Mr. Weir on August 4, 5, 11, 12 and 19, 1947;

Mr. Wolk on August 11, 12, 18 and 19, 1947.

Which motion prevailed.

Mr. Stewart moved

That the Minutes of Council of Monday, August 18, 1947, be approved.

Which motion prevailed.

And on motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Tuesday, September 2, 1947.

No. 37.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.

Tuesday, September 2, 1947.

Council met pursuant to the following call:

Pittsburgh, Pa., August 26, 1947.

James W. Patterson,

Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Tuesday, September 2, 1947, at 1:00 o'clock, P. M., Eastern Standard Time, for the purpose of taking up the regular order of business, to be followed by committee meetings, beginning with the Committee on Finance.

Very truly yours,

Thomas E. Kilgallen,

President of Council.

Which was read, received and filed.

Present:—Messrs.

Demmler

Stewart

Duff

Weir

Leonard

Wolk

McArdle

Kilgallen (Pres't)

Absent:—Mr. Gallagher.

PRESENTATIONS

Mr. Duff presented

No. 2957. An Ordinance transferring \$1,000.00 from Code Account No. 1074, Salaries, Regular Employees, and \$2,000.00 from Code Account No. 1076, Witness Fees, Department of Law, to Code Account No. 1075, Miscellaneous Services, Department of Law.

Also

No. 2958. Resolution authorizing the issuing of a warrant in favor of Josephine Palmisano for the sum of \$150.00, in full settlement of her claim against the City of Pittsburgh for sidewalk, stone step, porch pillar and hedges at 21 Bailey avenue damaged May 24, 1947, by Bureau of City Refuse truck, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2959. Resolution authorizing the issuing of duplicate warrants in favor of the following to replace warrants lost or destroyed:

George Neimeyer, \$13.50 to replace Warrant No. 92415, dated December 31, 1946, charge to Code Account No. 41, Refunding Taxes and Water Rents.

George Neimeyer, \$26.00 to replace Warrant No. 92416, dated December 31, 1946, charge to Code Account No. 41, Refunding Taxes and Water Rents.

Samuel McKnight Hardware Company, \$1.32 to replace Warrant No. 100296 dated June 20, 1947, charge to Code Account No. 1515, Materials, Division of Garage and Repair Shop, Department of Public Works.

Samuel McKnight Hardware Company, \$12.87 to replace Warrant No. 100288

dated June 20, 1947, charge to Code Account No. 1477, Equipment and Machinery, Bureau of Electricity, Department of Public Safety.

Also

No. 2960. Resolution authorizing the issuing of a warrant in favor of Frank Mammolite, 7103 Kedron street, for \$367.62 in full settlement of his claim against the City of Pittsburgh for plumbing expense locating break on City sewer main in front of above premises on April 21, 1947, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2961. Resolution authorizing the Mayor to join in a petition with the Commissioners of Allegheny County, Pennsylvania, and the President of the Board of Education of Pittsburgh to the District Court of Western Pennsylvania requesting that certain money in the hands of the Registry of the Court arising from a proceeding at 2417 Civil Action, Parcel No. 12, be turned over to the aforesaid taxing authorities on account of unpaid delinquent taxes on property known as Lot No. 23 Hussey street, 28th Ward, Pittsburgh, owned by Edward H. Welsh.

Also

No. 2962. Communication from William M. Justice requesting exoneration of street paving lien in the sum of \$1920.00 on McCaslin street.

Which were severally read and referred to the Committee on Finance.

Mr. Duff (for Mr. Gallagher)

No. 2963. An Ordinance transferring the sum of \$3,100.00 from Code Account No. 1699, Refuse Contract Account, to Code Account Nos. 1689, Materials, and 1691, Equipment, all within the Bureau of City Refuse, Department of Public Works.

Also

No. 2964. An Ordinance transferring \$500.00 to Code Account No. 1530, Miscellaneous Services, Bureau of Engineering, from Code Account No. 1536, Castings, Bureau of Engineering, Department of Public Works.

Also

No. 2965. An Ordinance trans-

ferring the sum of \$3,900.00 from Code Account No. 1676, Bureau of City Refuse, to Code Account Nos. 1644 and 1645, Bureau of Highways and Sewers, Department of Public Works.

Also

No. 2966. An Ordinance providing for a contract or contracts for the construction of sewers and facilities to connect existing sewers discharging into the Sanitary fill, and for the drainage thereof, in the 28th Ward, including all other work necessary in connection therewith, and providing for the payment of the cost thereof.

Also

No. 2967. An Ordinance authorizing the issuance of a warrant in favor of Dinardo, Inc., in the sum of \$1,435.57 in payment for extra work performed on the contract for Cherry way widening and repaving, in the Department of Public Works, for the benefit of the City without previous authority of law.

Also

No. 2968. An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,194.54, in payment for street lighting service furnished, during the month of August, 1947, for the benefit of the City without previous authority of law.

Which were severally read and referred to the Committee on Finance.

Also

No. 2969. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-W15, by changing from an "A" Residence and Commercial District to a Neighborhood Retail District, all that certain property fronting on Chartiers avenue, Warfle street and Merle street included within and known as Lots Nos. 45, 46, 47, 85, 86 and 104 to 111 inclusive, in the Belhurst Gardens Plan of Lots.

Also

No. 2970. Communication from the Department of Public Works submitting report of streets repaired by the Asphalt Division, Bureau of Highways and Sewers, for week ending August 9, 1947.

Also

No. 2971. Petition of residents of Spinneweber street, 32nd Ward, requesting a hearing relative to the condition of said street.

Also

No. 2972. Petition of citizens, residents, voters and taxpayers of the First Ward requesting resurfacing with asphalt of Tustin street, from Jumonville street to Seneca street.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 2973. Resolution amending Resolution No. 107, approved May 21, 1947, authorizing the Mayor to join with the County and School District in the sale of various taxing bodies properties by striking out "W. A. Dunn, 1928 Fifth avenue" and inserting in lieu thereof "M. H. Steving, 1928 Fifth avenue."

Which was read and referred to the Committee on Lands, Buildings and Housing.

Also

No. 2974. Communication from the City Controller submitting audit report on rent collections of the Department of Lands and Buildings, for period February 1, 1946, to May 31, 1947.

Which was read, received and filed.

Mr. Stewart presented

No. 2975. Communication from the City Controller submitting audit report of the Carnegie Free Library of Allegheny, including Woods Run Branch, from April 1, 1946, to June 30, 1947.

Which was read, received and filed.

Mr. Wolk presented

No. 2976. An Ordinance repealing Ordinance No. 123, approved April 10, 1947, entitled, "An Ordinance refixing the width and position of the roadway and sidewalks of Washington place, from Fifth avenue to Wylie avenue."

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2977. Communication from Cyril F. Ruffenach, Esq., in behalf of

his client, James Fortunato, 152 Southern avenue, submitting claim of \$428.00 damages against the City.

Which was read and referred to the Committee on Finance.

Also

No. 2978. Communication from Mrs. Margaret Bauer, 2115 Lowrie street, requesting that clogged sewer condition in her neighborhood be corrected.

Also

No. 2979. Communication from J. D. Yates, 1553 Dagmar avenue, requesting that the lighting conditions on the Fallowfield avenue steps be investigated.

Which were read and referred to the Committee on Public Works.

Also

No. 2980. Communication from Automotive Mechanics Lodge No. 1060, International Association of Machinists, stating its objection to proposed increase in fares by the Pittsburgh Railways Company.

Which was read, received and filed.

Also

No. 2981. Communication from Allegheny County Sportsmen's League, Inc., endorsing request of Clarion River Valley Restoration Association to enter suit against Pennsylvania-New York Company in order to restrain the said company from polluting the Clarion River.

Which was read, received and filed.

Mr. Leonard, at this time, presented

No. 2982. Petition of Youth Activities Committee requesting the construction of a swimming pool in the 28th Ward, to be paid for out of funds of the proposed people's bond issue.

Which was read and referred to the Committee on Finance.

Also

No. 2983. Petition against enforcement of the Smoke Ordinance.

Which was read.

The Chair:

The petition will be received and filed.

Mr. Leonard:

Mr. President: If I want to speak on the petition, do you want me to do it now or later?

The Chair:

If you intend to speak on the petition, I suppose the sensible thing will be to refer it to Committee. Council will hear you now without objection.

Mr. Leonard:

Mr. President: Over the week-end I had the opportunity of attending, along with you men, the County Fair, and I was very much interested in the smoke displays, in particular the Conference on Community Development display. I want to congratulate them for I think the employees did a good job. In going to the other displays something came to my attention; that which has been called to my attention by mail and by petition for the last three months, and that is the question of coal shortage for this coming winter.

I stood around two nights and I heard coal men who are in the coal business discuss it. They said they didn't care what kind of coal they sold, they still made a profit, but I saw people that came up and said, "Is it true that if we have coal in our cellars we will be able to burn it after the first of October?" I listened carefully to these people as they answered that question, and they all said they didn't know what the answer was; all they knew the law is passed. But more than that I heard the question answered, "Well, it is a good thing you got the coal in your cellar, for no matter what kind you may have employees said this year is going to be the worst coal shortage and the worst heating situation for any year during or prior to the war. This was out in a booth in the South Park Fair, and I think they were sincerely telling them the truth.

Another question I want to bring up, I noticed last night in the paper—quoting an item in The Pittsburgh Press, the headline that the people of the City are unable to vote on the smoke issue because it is in the hands of Council. My opinion is that the issue is too big and the people should vote on it. But I am not going to get into that.

The last question in that article I think is vitally important to the City of Pittsburgh. The question is: "Is it true that you can use soft coal this winter if you get it into the cellar before October 1st?" And the answer is "Yes, if you don't make smoke. To accomplish this the coal will have to be fired very carefully, and small amounts at a time."

Mr. President: Let's be fair with the people of the City of Pittsburgh. If this answer comes from the Bureau of Smoke Prevention, why don't we answer it. We have less than a month. That seems to be the big question around the City—the people wanting to know what to do about the coal. We have less than thirty days. If the people are going to be able to burn soft coal, let's tell them.

Another question I want to bring up is this term, "Smokeless Coal." I think it is a bad situation if this Council creates a trade name for a certain product of coal, calling it "Smokeless Coal. This coal smokes. Try to fire it in a furnace and see if it doesn't smoke. Another thing I want to call to your attention and I was very much disappointed to see and that is that not one product was advertised as mined in Allegheny County. I am bringing this to your attention. Let the people fill their cellars with good soft coal. When we have to go out and promote products that are brought in from Lackawanna County, Luzerne County, Dauphin County, and famous Somerset County, and all the freight rates, and our own home product is not even being pushed. I tell you we are facing a very serious situation and the responsibility may lie on our shoulders if we don't permit the people to fill their coal bins.

I realize that I may get the so-called silent treatment, but I will repeat that I think it is my issue and every ton of coal we bring in from one of those counties Little Joe is going to pay exorbitant freight rates to bring it in. It hurts me when I see best bituminous coal being shipped to the East, and when the equipment is not here to burn our coal smokelessly. It is a crime to have this little bit of publicity when they say "Is it true you can burn soft coal smokelessly?" The answer is yes.

Why can't this Council say "Yes," answer "Yes." Let's do something about this smoke law and tell the people to fill their cellars with soft coal. Another thing, one of the oldest agencies thinks that the price of coal may again go up after the first of October. Let's give Little Joe a break and let them fill their cellars. If you go into this law and without giving the people leeway and letting them do what they can legally it won't be worth anything because fifty thousand families in the City of Pittsburgh are at once violating the law and that City ordinance is not going to be worth its salt.

I think the City of Pittsburgh and I think this Council have made tremendous gains as far as smoke is concerned and I think the program is working and it is going to mean something, but I tell you if fifty thousand families violate the law on account of equipment not being in the market your whole smoke bill is going out the window, and when I say fifty thousand families, I am putting it at a minimum.

The Chair:

This petition is going to be filed and made a part of the Council record.

Mr. McArdle:

Mr. President: I don't want to give the dear brother the silent treatment, but I would like to get some information and satisfaction on the Smoke Control bill. It is my understanding that there is an ordinance on the books of the City of Pittsburgh that puts the Smoke Control bill into effect.

The Chair:

You are right.

Mr. McArdle:

Mr. Leonard said you or we ought to do something today to protect the people who want to burn bituminous coal. Since when did it become the procedure of this Council to act on the changing of an ordinance or changing the effective date of an ordinance until there is some legislation before us presented by some member of Council that we can discuss it. Personally I think it is all right to get

petitions but I would like to see Mr. Leonard come in here with some legislation that we could discuss. It was legislation that put the Smoke Ordinance into effect. It is an ordinance passed by this Council and signed by the Mayor and legally became a law. I would like to see Mr. Leonard or any member of Council who wants to change the present smoke legislation present some legislation and let us act on the legislation. If he wants legislation to repeal the smoke ordinance, let him come in with it. Let him put it in the form of legislation. We never act on petitions. We refer them to the proper people for reports, but there is nothing before this Council to change the effective date.

Mr. Leonard:

Mr. President: I have brought in legislation and was defeated. I am bringing this up as an emergency. I can bring in legislation. I am trying to be fair because I think it is serious. I think I am close enough to know how serious. This is an emergency. If you had a big fire or flood you would immediately act and act in an emergency. The people who oppose the smoke issue it is true, they have nowhere to go but to the members of City Council. The responsibility is on us and I am putting this warning out, and I think it is a very vital emergency if the big coal companies and the people who are in business say we are going to have a shortage this year greater than during the war or prior to the war I think that deserves discussion. As far as a bill is concerned, I can have a bill prepared in three minutes. I would ask for a suspension of homes in the smoke law for the balance of this year, in order to have the people fill their cellars up. The reason I didn't have legislation, I thought I saw a loophole. When it asks if people have coal in their cellars prior to October 1st, can they burn it? The answer is "Yes." There are lots of things I could discuss. I am trying to say it is an emergency. With less than a month to go, you know this law cannot be complied with. We have a hundred thousand families in this City. I say, do it legally. Give them the right legally. Don't have them evading the law and us wink at the law. I contend it is an emergency.

I can keep you people here until 12:00 o'clock tomorrow, noon, reading petitions.

Mr. McArdle:

Mr. President: I still think this body should operate on a legal basis. He ought to bring legislation in and see how Council stands on the enforcement of it. I differ with you and seven or eight others differ with you, but I am willing to vote on any piece of legislation brought into this Council. We certainly have enough petitions and enough speeches, and I say the time has come that there should be some legislation to act on.

Mr. Leonard:

I tried to avoid the question of legislation because I had this matter up in Committee last Tuesday and tried to bring questions into the discussion and the only one who agreed to discuss it was Mr. Stewart. I figure I am still acting on unfinished business of last Tuesday. In starting off this column of questions, here is another one: You say that the anti-smoke law starts October 1st, do you think this law will be enforced with the election in November? The answer is "Yes." But to the last question, they say you can burn coal if you have it in your cellar before October 1st. There is less than thirty days. As far as drawing a resolution, I will draw it right now. I am not trying to put anybody on the spot. I am sincere about it.

Mr. McArdle:

Mr. President: As far as putting anybody on the spot, I am never worried about putting anybody on the spot. I have not been in this body as long as Mr. Leonard, but a resolution does not do anything. Mr. Leonard has to come in here with a repealing ordinance to repeal the smoke control ordinance. We passed the law. City Council passed the law and put the enforcement on another agency. A resolution does not repeal an ordinance in my opinion.

The Chair:

The Chair has directed that this petition be received and filed and made a part of the record of Council.

Mr. Leonard:

Mr. President: In an emergency you don't need legislation. You can declare it in this meeting today.

Mr. McArdle:

Mr. President: Under the law the only way an emergency can be declared is by the Mayor and the City Controller, and again if there is an emergency the Council has no power to declare an emergency, because an emergency must be declared by the Mayor and the City Controller.

Mr. Leonard:

Mr. President: May I have an opportunity to introduce legislation?

The Chair:

Yes.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 2984. Report of the Committee on Finance for August 26, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2651. An Ordinance entitled, "An Ordinance amending a portion of Section 62, Asphalt Plant, Department of Public Works, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

In Finance Committee, August 26, 1947, bill read and ordered returned to Council with an affirmative recommendation, subject to a declaration of an emergency by the Mayor and the City Controller.

Which was read.

Mr. Duff moved

That the bill be laid on the table because of the absence of the emergency certificate.

Which motion prevailed.

Also

Bill No. 2922. Whereas, Article XIV, Section 13 of the Act of March 7,

1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, Because of the large increase of vehicular traffic in the City of Pittsburgh, the streets have become congested by vehicles illegally parked; and

Whereas, Public safety demands that the City streets be kept open and clear of all vehicles illegally parked, wrecked or abandoned; and

Whereas, Illegal parking has so interfered with the safe and free movement of traffic on and over the City streets as to compel the employment of private towing contractors to supplement municipal towing.

Now, Therefore, It appearing that a good and sufficient reason exists to impel the certification of an emergency under the circumstances, we JAMES P. KIRK, Deputy Mayor of the City of Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the appropriation of \$5,000.00 for the payment of costs to private contract towers to clear the streets of the City of Pittsburgh of vehicles illegally parked, wrecked or abandoned as a supplement to municipal towing.

JAMES P. KIRK,

Deputy Mayor.

EDWARD R. FREY,

City Controller.

Date: Aug. 25, 1947.

In Finance Committee, August 26, 1947, read and ordered returned to Council to be incorporated in the permanent records.

Which was read, received and filed.

Also

Bill No. 2921. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Binders for the Department of the City

Treasurer, and for the payment thereof."

Which was read.

Also

Bill No. 2923.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7th, 1901, P. L. 20, as amended by the Act of May 31st, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, Ordinance No. 501, Sections 27 and 28, Department of Public Health, provides for the employment of three apprentice engineers and a Relief Apprentice Engineer at the Tuberculosis Hospital and three Apprentice Engineers and Relief Apprentice Engineer at the Municipal Hospital for a period of 156 days at each hospital; and

Whereas, The Director of the Department of Public Health by letter dated August 15, 1947, stated the number of days at the Leech Farm Hospital has now been exceeded due to the fact that one of the three regular Apprentice Engineers at the Tuberculosis Hospital was granted a six months leave of absence on March 16, 1947, without pay, and he was unable to fill this position because of the reluctance of persons certified on the Civil Service eligible list to accept a temporary appointment. The Relief Apprentice Engineer has been filling this vacancy and he has exceeded the number of days specified opposite his classification in the Salary Ordinance for the Tuberculosis Hospital.

The said Relief Apprentice Engineer was unable to serve in his regular capacity at the Municipal Hospital, and the three apprentice engineers at this institution were required to work seven days a week, thus exceeding the number of days set up for these positions in the Salary Ordinance.

Now, Therefore, It appearing that a good and sufficient reason exists to impel the certification of an emergency under the circumstances, we JAMES P. KIRK, Deputy Mayor of the City of

Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the deletion of the number of days wherever they appear in said sections of the Salary Ordinance opposite the classification of three apprentice engineers and Relief Apprentice Engineer at the Tuberculosis Hospital and three Apprentice Engineers and Relief Apprentice Engineer at the Municipal Hospital.

JAMES P. KIRK,
Deputy Mayor.
EDWARD R. FREY,
City Controller.

August 22, 1947.

Which was read, received and filed.

Also

Bill No. 2924. An Ordinance entitled, "An Ordinance amending a portion of Sections 27 and 28, Department of Public Health, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

Which was read.

Also

Bill No. 2925.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

Whereas, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

Whereas, Dr. I. Hope Alexander, Director of the Department of Health, in a letter dated August 13, 1947, addressed to James P. Kirk, Deputy Mayor, and to Edward R. Frey, Controller, has stated that because of the greatly increased work in the Bureau of Smoke Prevention, the Bureau has been unable to keep up to date in the collection of fees for 'installations, annual inspections, and coal dealers' and truckers' permits; and

Whereas, For the proper functioning of the Bureau of Smoke Prevention, Department of Public Health, the services of one additional stenographer-clerk and one additional clerk are urgently required.

Now, Therefore, It appearing that a good and sufficient reason exists to impel the certification of an emergency under the circumstances, we, JAMES P. KIRK, Deputy Mayor of the City of Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring additional clerical personnel in the form of one stenographer-clerk at \$1,965.00 per annum, and one clerk at \$2,017.00 per annum, in the Bureau of Smoke Prevention, Department of Public Health.

JAMES P. KIRK,
Deputy Mayor.
EDWARD R. FREY,
City Controller.

Date: Aug. 22, 1947.

Which was read, received and filed.

Also

Bill No. 2926. An Ordinance entitled, "An Ordinance amending portions of Section 31, Bureau of Smoke Prevention, Department of Public Health, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' approved December 28, 1946, by adding thereto one Stenographer-Clerk and one Clerk."

Which was read

Also

Bill No. 2927. An Ordinance entitled, "An Ordinance authorizing and directing the Department of City Treasurer, City of Pittsburgh, to provide mailing facilities for the Tuberculosis Control Program and to furnish postage, United States Postal Cards and other mailing requirements, which may be properly charged to Code Account No. 51, Departmental Postage."

Which was read.

Also

Bill No. 2930 An Ordinance entitled, "An Ordinance transferring the

sum of \$1,800.00 from Code Account Nos. 1229 and 1237, Department of Public Health, to Code Account Nos. 1367-3, 1387-7 and 1370, Department of Lands and Buildings."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Weir

Duff

Wolk.

Stewart

Kilgallen, (Pres't).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2944. An Ordinance entitled "An Ordinance supplementing Section 31 of Ordinance No. 450, known as the 'Charter Ordinance,' entitled, 'An Ordinance to carry into effect in the City of Pittsburgh an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, 1901; referring to the qualifications and appointments of the City Recorder; establishing the Departments of Public Safety, Public Works, Collector of Delinquent Taxes, Assessors, City Treasurer, City Controller, Law, Charities and Correction, and Sinking Fund Commission; creating and fixing Bureaus and the titles thereof, and subordinate officers and offices; prescribing the mode of their election or appointment, defining the duties and powers of such; fixing the amount of bonds to be given, and allotting the various Bureaus and other officers to the proper departments," approved January 7, 1932."

In Finance Committee, August 26, 1947, bill read and amended in Section 1 by adding at the end thereof the following: "The City Solicitor shall notify the City Controller in writing of any contemplated absence. The Mayor shall notify the City Controller of any inability of the City Solicitor to act by reason of illness or disability," and as amended ordered returned to Council with an affirmative recommendation subject to report of the Law Department.

Which was read.

Also

No. 2985.

DEPARTMENT OF LAW

Pittsburgh, September 1, 1947.

THE HONORABLE, THE COUNCIL
OF THE CITY OF PITTSBURGH

Gentlemen:

You have asked me to advise you as to the legality of an ordinance authorizing the First Assistant City Solicitor to sign contracts in the absence of the City Solicitor.

Since the First Assistant has had this authority under existing law for the past forty-six years, there can be no doubt as to the legality of the signature of the First Assistant, with or without the ordinance.

Sincerely,

ANNE X. ALPERN,

City Solicitor.

Which was read, received and filed.

Mr. Stewart moved

That Bill No. 2944 be laid on the table.

Which motion prevailed.

Also

Bill No. 2931. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Babcock and Wilcox Company in the sum of \$1,140.93 in payment for emergency repairs to Boiler No. 3 at Ross Pumping Station for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to

allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir,
Duff	Wolk
Stewart	Kilgallen (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2932. Resolution authorizing and directing the City Solicitor to accept the sum of \$1,516.04 net, in full settlement of the City's right of subrogation to receive the sums paid to C. Francis Merz as compensation for the injuries received by him on May 31, 1946, and authorizing and directing the Mayor and the Director of Public Safety to make, execute and deliver to and accept from C. Klein of Pittsburgh, Pa., such releases and other documents necessary to settle the claim of the City for subrogation in the case of C. Francis Merz vs. Edward C. Klein of Pittsburgh, Pa., defendant, No. 599 January Term, 1947, in accordance with the terms of this resolution.

Which was read.

Also

Bill No. 2804. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$600.00 in full settlement of unpaid flat water charges against the property of Nathan Newman, located at 5130, 5132, 5134 Gloster street and 67 and 69 Vespuccius street, 15th Ward, for the years 1933 to 1941, both inclusive.

Which was read.

Mr. Duff moved

A suspension of the rule to

allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Stewart	Kilgallen, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 2928. Resolution authorizing the issuing of a warrant in favor of County of Allegheny in the sum of \$8,418.00, being payment for printing of special ballots in connection with the Bond Issue Election to be held September 9, 1947, and charge same to Code Account No. 48, Election Expenses.

In Finance Committee, August 26, 1947, read and amended by striking out the words, "48, Election Expenses" and by inserting in lieu thereof the words, "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Stewart	Kilgallen, (Pres't)

Ayes 6. Noes none.

And there being a two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Duff (for Mr. Gallagher) presented

No. 2986. Report of the Committee on Public Works for August 26, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2936. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of three new Bulldozers for the Bureau of City Refuse, Department of Public Works, and for the payment of the cost thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 2987. Report of the Committee on Public Service and Surveys for August 26, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2947. An Ordinance entitled, "An Ordinance granting unto the Midtown Motors, Inc., of Pittsburgh, its successors or assigns, the right to construct, maintain and use projections supported by steel 18" over the southerly line of Bigelow boulevard, in the Second Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Stewart presented

No. 2988. Report of the Committee on Parks, Recreation and Libraries for August 26, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2945. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Parks and Recreation, on behalf of the City of Pittsburgh, to lease to the Pittsburgh Garden Center a portion of the garage in Mellon Park for a period of twenty (20) years, commencing on October 1, 1947, in consideration of lessee's making improvements thereto."

Which was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Stewart	Kilgallen (Pres't)

When the name of Mr. Leonard was called, he arose and said:

Mr. President: I am not voting against the Pittsburgh Garden Center. I think it is a good civic minded group, but I am going to vote No because I do not think this Council should grant a twenty year lease. Therefore, I will have to be recorded as voting No on this bill on the twenty year proposition.

Ayes 6. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard (for Mr. McArdle) presented

No. 2989. Report of the Committee on Lands, Buildings and Housing for August 26, 1947, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2942. Resolution authorizing and directing the Mayor to execute a quit-claim deed for lots in the 20th Ward, owned by Vincenzo Celentano and Angela Celentano to Dolores Albert and Alfred R. Albert, her husband, heirs at law of the former owners.

Which was read.

Mr. Leonard moved

A suspension of the rule to

allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

The Chair called up

Bill No. 2651. An Ordinance entitled, "An Ordinance amending a portion of Section 62, Asphalt Plant, Department of Public Works, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

In Council, today, bill read and laid on the table pending receipt of declaration of emergency by the Mayor and the City Controller.

Which was read.

The Chair presented
No. 2990.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, Due to wartime shortage of labor and materials many streets in the City of Pittsburgh are deteriorating and require constant patching and emergency repairs; and

WHEREAS, In order to continue this service and to maintain city streets in a reasonably safe condition, it is neces-

sary for employees at the Asphalt Plant to work more days than had been contemplated and provided for in the Salary Ordinance for the year 1947;

NOW, THEREFORE, It appearing that a good and sufficient reason exists to impel the certification of an emergency under the circumstances, we JAMES P. KIRK, Deputy Mayor of the City of Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the elimination of the number of days for Asphalt Plant per diem employees in the 1947 Salary Ordinance, and the transfer of necessary funds for payment of said employees from funds already appropriated.

JAMES P. KIRK,
Deputy Mayor.
EDWARD R. FREY,
City Controller.

Date: Sept. 2, 1947

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes .none.

And a majority of the votes of Council, being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Demmler:

Mr. President: I had expected to

make some remarks on the enforcement of the traffic regulations and also on the Pittsburgh Railways Company. Due to the shortage of time I do wish to place these remarks on the record in regard to the Pittsburgh Railways Company.

There is a very interesting report of the Engineers Valuation Board in reference to the Pittsburgh Railways Company, submitted to the Public Service Commission of the Commonwealth of Pennsylvania, dated August, 1919, which has a very interesting item.

There is also a report made to the City Council of Pittsburgh on the conditions and requirements of modern mass transportation in the Pittsburgh district, which was submitted by Mr. John Bauer on December 5, 1935.

I am interested in this question of the Pittsburgh Railways Company ever since becoming a member of Council and I wish to place these few items on the record at this time.

Quoting from a letter dated March 25, 1937, signed by F. R. Phillips, President of the Pittsburgh Railways Company, I read as follows:

"The President and Members of City Council,
City of Pittsburgh,
City-County Building,
Pittsburgh, Pa.

Gentlemen:

Replying further, to your letter of February 17th, I wish to submit for your consideration the following outline of what we are doing and what we propose to do to provide the people of this district with better street railway and bus service.

Street Railway Service
Bus Service

Agreement between the Company and the City

Furthermore, I think that the negotiations carried on up to this point have produced some very substantial results. The negotiations referred to undoubtedly paved the way for the settlement of the bus fare controversy. They have also resulted in an agreement on the part of the Com-

pany to surrender the perpetual franchises of the underlying companies which it controls and of the other underlying companies when it obtains control of the latter in exchange for an indeterminate permit franchise, under the terms of which the City would have the right to acquire the Railways property at any time upon payment of the fair value thereof. In addition they have resulted in an agreement by the Railways Company to supply the City with information relative to its operations and in pursuance thereof we have already furnished the Law Department of the City with information which the latter requested.

"More recently, representatives of the Railways Company have been discussing the transportation problem with representatives of the City Law Department.

"We are working on such an agreement and propose to submit it to the Law Department at the earliest possible date. This should give us something concrete to talk about and will, in my opinion, expedite our negotiations materially."

On that same date, March 25, 1937, the newspapers asked for a statement from me regarding this letter. I then stated:

"I have read, with interest, the letter from Mr. F. R. Phillips regarding the transportation situation. I am not ready to make any comment other than that I will not favor any agreement which does not provide for the elimination of the perpetual franchises."

I wish to add: In many of the original street railways franchises there is a specification that the fare is five cents. This specification has been set aside by the Courts as being against public interest. In these same franchises there is specified a term of 99 years and 999 years, which means that they are perpetual franchises.

Since the Courts have set aside the five-cent fare as being against public interest, I believe that the Courts should also set aside the perpetual franchise feature as being against public interest.

The Chair presented

No. 2991. Resolution directing the City Solicitor to contest attempt of Pittsburgh Railways Company to secure fare boost, and advising Law Department that funds will be made available for the employment of necessary experts.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Leonard moved

That Council recess for five minutes.

Which motion prevailed.

And

Council recessed.

And the hour of 1:45 o'clock, P. M., Eastern Standard Time, having arrived and the time of the recess having expired, Council reconvened and there were:

Present:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen (Pres't)
Stewart	

Absent:—Messrs.

Gallagher	McArdle
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Mr. Leonard presented

No. 2992. An Ordinance amending and supplementing Section 3 of Ordinance No. 344, as amended, entitled, "An Ordinance regulating the production and emission of smoke from any chimney, smokestack or other source within the corporate limits of the City of Pittsburgh; regulating air pollution caused by the escape of soot, cinders, noxious acids, fumes, gases and fly ash within the City; regulating the importation, sale, use and consumption of certain fuels; regulating the construction, reconstruction, repairs, maintenance, use of, and additions to, refuse-burning equipment and devices, and requiring notice to the City of all purchase and sales thereof; establishing a Bureau of Smoke Prevention; requiring smoke indicators or other approved methods of observing smoke from the boiler or furnace room in certain cases; establishing fees for examination of

plans and issuance of permits, inspection of furnaces or other fuel-burning equipment or devices, and issuance of certificates of operation; establishing an Appeal Board, and providing fines and penalties for the violation of the provisions of this ordinances," approved July 8, 1941.

Which was read and referred to the

Committee on Health and Sanitation.

Mr. Leonard moved

That the Minutes of Monday, August 25, 1947, be approved.

Which motion prevailed.

And on motion of Mr. Leonard

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, September 8, 1947.

No. 38.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, September 8, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

PRESENTATIONS

Mr. Duff presented

No. 2993. An Ordinance setting aside and appropriating the aggregate sum of \$37,860.00 or so much thereof as may be necessary from Bond Fund No. for the payment of salaries and the cost of supplies to carry out certain planning investigations, obtaining, compiling and mapping land use data and portions of the Geodetic and Topographic Survey by the Department of City Planning.

Also

No. 2994. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of office and drafting room

equipment for the Department of City Planning, and for the payment thereof.

Also

No. 2995. An Ordinance providing for the letting of a contract for the furnishing and delivery of one Burster machine to detach continuous forms, etc., for the Department of City Treasurer, and for the payment thereof.

Also

No. 2996. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$675.00 in full settlement of unpaid metered water charges against the property of Jacob A. Fuss, 2205 Wylie avenue, 5th Ward, for the years 1934 to 1942, both inclusive.

Also

No. 2997. Communication from the City Treasurer submitting report on deposits and market value of collateral security pledged to secure same as of August 30, 1947.

Which were severally read and referred to the Committee on Finance..

Mr. Gallagher presented

No. 2998. Petition for the installation of a street light on Woodstock street, 20th Ward, between house numbers 1411 and 1459.

Which was read and referred to the Committee on Public Works.

Also

No. 2999. Communication from the Department of Public Works advising of extra work in the amount of \$1,347.50 involved in contract for resurfacing Horace street ramp, from the Boulevard of the Allies to Liberty Bridge approach.

Which was read and referred to the Committee on Finance.

Also

No. 3000. Petition of property owners in the 29th Ward on Maytide street and Valera avenue, the rear of which is on Nice way, from Biscayne drive to Wysox street requesting the City to fill or authorize and supervise the dumping of dirt fill in the area described.

Which was read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 3001. An Ordinance providing for the letting of a contract for the furnishing and delivery of one Chassis for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Also

No. 3002. Petition for the enforcement of the Smoke Ordinance.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 3003. Petition for Bus services on North Mathilda and Schenley avenues.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McArdle presented

No. 3004. An Ordinance authorizing the issuance of warrant in favor of E. J. Griffiths, Agent, Sanitary Manufacturing Company of Pittsburgh in the amount of \$900.00 for Miscellaneous Services furnished, for the benefit of the City without previous authority of law.

Which was read and referred to the Committee on Finance.

Also

No. 3005. Resolution amending Resolution No. 163, approved July 11, 1947, authorizing the sale of Lot No. 41 on Veteran street, 26th Ward, to Eugene O. Grubbs for the sum of \$175.00 by striking out the words "being Lot No. 41 on Veteran street" and

inserting in lieu thereof the words "being a portion of Lot No. 41 on Veteran street."

Also

No. 3006. Resolution directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to George Y. Meyer of all that certain lot in the Fourth Ward, being Lot No. 7 on Fifth avenue, size 20.02 x 115.12 and having erected thereon a one story brick garage, in the McClintock, Reineman and Gazzam Plan for the sum of \$1,100.00, the cost of court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3007. Communication from the Board of Commissioners of Allegheny County submitting resolution adopted by said Board approving sale of property at 135 Collins avenue to Albert J. Mansmann Company for \$3,000.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Wolk presented

No. 3008. An Ordinance granting unto Nahib Y. Dahud of Pittsburgh, his successors or assigns, the right and privilege to construct, maintain, use and operate a vault and cellar door entrance in the southerly sidewalk area of Rippey street in the 11th Ward, Pittsburgh, Pennsylvania.

Also

No. 3009. An Ordinance establishing and re-establishing the grade of Coleridge street, from McCabe street to a point 195.33 feet westwardly therefrom.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair (by request) presented

No. 3010. An Ordinance approving the prayer of a petition for the annexation of a tract of land now in the Township of Baldwin into the City of Pittsburgh.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3011. Report of the Committee on Finance for September 2, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2896. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one adding machine for the Department of City Controller, and for the payment thereof."

Which was read.

Also

Bill No. 2957. An Ordinance entitled, "An Ordinance transferring \$1,000.00 from Code Account No. 1074, Salaries, Regular Employees, and \$2,000.00 from Code Account No. 1076, Witness Fees, Department of Law, to Code Account No. 1075, Miscellaneous Services, Department of Law."

Which was read.

Also

Bill No. 2963. An Ordinance entitled, "An Ordinance transferring the sum of \$3,100.00 from Code Account No. 1699, Refuse Contract Account, to Code Account Nos. 1689, Materials, and 1691, Equipment, all within the Bureau of City Refuse, Department of Public Works."

Which was read.

Also

Bill No. 2964. An Ordinance entitled, "An Ordinance transferring \$500.00 to Code Account No. 1530, Miscellaneous Services, Bureau of Engineering, from Code Account No. 1536, Castings, Bureau of Engineering, Department of Public Works."

Which was read.

Also

Bill No. 2965. An Ordinance entitled, "An Ordinance transferring the sum of \$3,900.00 from Code Account No. 1676, Bureau of City Refuse, to Code Account Nos. 1644 and 1645, Bureau of Highways and Sewers, De-

partment of Public Works."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2966. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of sewers and facilities to connect existing sewers discharging into the Sanitary Fill, and for the drainage thereof, in the 28th Ward, including all other work necessary in connection therewith, and providing for the payment of the cost thereof."

In Finance Committee, September 2, 1947, bill read and amended in Section 1 by inserting in blank space the words, "Code Account No. 42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle,
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2967. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Dinardo, Inc., in the sum of \$1,435.57, in payment for extra work performed on the contract for Cherry way widening and Repaving, in the Department of Public Works for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Leonard	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2968. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,194.54, in payment for street lighting service furnished, during the month of August, 1947, for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2961. Resolution authorizing the Mayor to join in a petition with the Commissioners of Allegheny County, Pennsylvania, and the President of the Board of Education of Pittsburgh to the District Court of Western Pennsylvania request-

ing that certain money in the hands of the Registry of the Court arising from a proceeding at 2417 Civil Action, Parcel No. 12, be turned over to the aforesaid taxing authorities on account of unpaid delinquent taxes on property known as Lot No. 23 Hussey street, 28th Ward, Pittsburgh, owned by Edward H. Welsh.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2959. Resolution authorizing the issuing of duplicate warrants in favor of the following to replace warrants lost or destroyed:

George Neimeyer, \$13.50 to replace Warrant No. 92415, dated December 31, 1946, charge to Code Account No. 41, Refunding Taxes and Water Rents.

George Neimeyer, \$26.00 to replace Warrant No. 92416, dated December 31, 1946, charge to Code Account No. 41, Refunding Taxes and Water Rents.

Samuel McKnight Hardware Company, \$1.32 to replace Warrant No. 100296, dated June 20, 1947, charge to Code Account No. 1515, Materials, Division of Garage and Repair Shop, Department of Public Works.

Samuel McKnight Hardware Company, \$12.87 to replace Warrant No. 100288, dated June 20, 1947, charge to Code Account No. 1477, Equipment and Machinery, Bureau of Elec-

tricity, Department of Public Safety.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Wolk presented

No. 3012. Report of the Committee on Public Service and Surveys for September 2, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2976. An Ordinance entitled, "An Ordinance repealing Ordinance No. 123, approved April 10, 1947, entitled, 'An Ordinance refixing the width and position of the roadway and sidewalks of Washington place from Fifth avenue to Wylie avenue.'"

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 3013. Report of the Committee on Lands, Buildings and Housing for September 2, 1947, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2973. Resolution amending Resolution No. 107, approved May 21, 1947, authorizing the Mayor to join with the County and School District in the sale of various taxing bodies, properties by striking out "W. A. Dunn, 1928 Fifth avenue," and inserting in lieu thereof, "M. H. Steving, 1928 Fifth avenue."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2943. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings to purchase a certain lot in the 10th Ward, being Lot No. 68 in the Garrison Heirs Plan of Lots, of

record in the Recorder's Office of Allegheny County in Plan Book Volume 3, Page 243, having a frontage of 48 feet on Baker street and extending back 120 feet to Java way, from John Cline Heirs, for the sum of \$500.00, and upon delivery of the deed the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in the sum of \$500.00, in favor of John Cline Heirs, c/o Edward A. Tobias, 314 Bakewell Building, Pittsburgh, chargeable to and payable from Code Account No. -----

In Committee on Lands, Buildings and Housing, September 2, 1947, read and amended by inserting in blank space the words, "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Lands, Buildings and Housing Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Weir presented

No. 3014. An Ordinance trans-

ferring the sum of \$10,000.00 from C. A. 1228, Salaries, Regular Employes, Tuberculosis Hospital, Department of Public Health, and \$32,000.00 from Code Account ----- to Code Accounts 1230, 1230-1, 1230-2, 1231, 1231-5, 1232 and 1234.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 3013. Petition for the repaving of Elba street, from Francis street to Wandless street, 5th Ward.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 3016. Petition for the grading and paving of the 1300 block

of Buente street off Rockledge street.

Also

No. 3017. Communication from the Department of Public Works submitting report of streets repaired by the Asphalt Division, Bureau of Highways and Sewers, during the week ending August 23, 1947.

Which were read and referred to the Committee on Public Works.

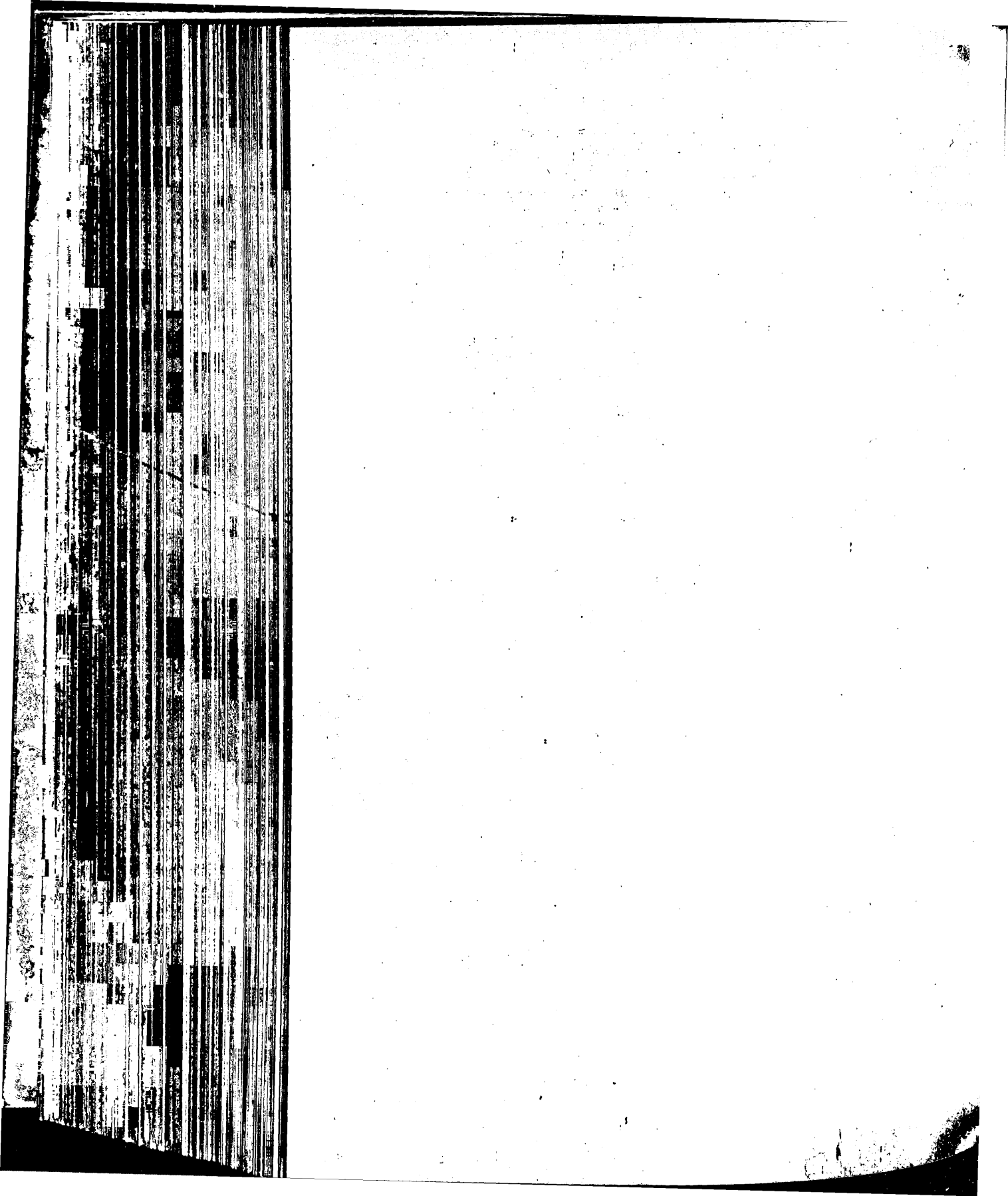
Mr. Weir moved

That the Minutes of Council of Tuesday, September 2, 1947, be approved.

Which motion prevailed.

And on motion of Mr. Weir

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol, LXXXI.

Monday, September 15, 1947.

No. 39.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President
JAMES W. PATTERSON.....City Clerk
GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.

Monday, September 15, 1947.

Council met.

Present: Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir
Leonard	Kilgallen, (Pres't)

Absent: Mr. Wolk.

PRESENTATIONS

Mr. Demmler presented

No. 3018. An Ordinance transferring the sum of \$3,050.00 from C. A. 1744, 1778 and 1779 to C. A. 1785 in the Bureau of Water, Department of Public Works.

Also

No. 3019. An Ordinance transferring the sum of \$1,400.00 from C. A. Nos. 1758, 1763 and 1765 to C. A. Nos. 1759 and 1764 in the Bureau of Water, Department of Public Works.

Which were read and referred to the Committee on Finance.

Also

No. 3020. Communication from

John Eich, 2600 Birkhoff street, requesting better water conditions in the West Point avenue neighborhood, 27th Ward.

Which was read and referred to the Committee on Public Works.

Mr. Duff presented

No. 3021. An Ordinance exempting the positions of Senior Planner and Research Analyst, as created by Ordinance No. 333, approved August 29, 1947; and the position of Associate Planner, as created by Ordinance No. 186, approved June 10, 1943, from the requirements of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, and authorizing the City Planning Commission of the Department of City Planning to employ individuals who do not meet the residence requirements of the said ordinance.

Also

No. 3022. Resolution authorizing the issuing of a warrant in favor of William E. Lewis in the sum of \$103.50 in full settlement of his claim against the City for parked automobile at 2118 Center avenue, damaged July 8, 1947, by Bureau of City Refuse truck, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3023. Resolution authorizing the issuing of a warrant in favor of Samuel R. Cancilla and Edward C. Cancilla in the sum of \$265.75 in full settlement of their claim against the City for automobile damaged June 30, 1947, by Bureau of City Refuse truck on Brownsville road near Suncrest street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3024. Resolution authorizing the issuing of a warrant in favor of Agnes Tamilowski in the sum of \$124.00 in full settlement of her claim against the City for front porch at 3050 Phelan street damaged July 25, 1947, by Bureau of City Refuse truck, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3025. Resolution approving action of Sinking Fund Commission in selecting depositories from the banking institutions of the City which submitted bids in response to due notice by public advertisement, and authorizing and directing the Mayor, City Controller and the Sinking Fund Commission to enter into a written agreement with the various banks and trust companies so selected to act as depositories for Sinking Funds of the City for one year beginning October 1, 1947.

Also

No. 3026. Resolution ratifying and confirming the action of the Sinking Fund Commission in adopting resolution at its meeting held September 11, 1947, in connection with the Mellon National Bank and Trust Company.

Also

No. 3027. Resolution authorizing and directing the City Solicitor to satisfy of record the lien filed at M. L. D. No. 28, April Term, 1944, covering V-9, at M. L. D. No. 29, April Term, 1944, covering V-10, and at M. L. D. No. 30, April Term, 1944, covering V-11, upon payment of the assessment against V-9 and V-10, as shown on the Viewers' plan at No. 2104 January Term, 1943, with interest and the cost of filing the liens against V-9 and V-10.

Also

No. 3028. Resolution authorizing and directing the City Solicitor to satisfy of record the grading, paving and curbing lien filed against Lot Nos. 62, 63 and 64 in the Bigelow Heights Plan of Lots, assessed in the name of the Pioneer Housing Corporation, upon payment of the face of the lien filed at M. L. D. No. 71 April Term, 1938, plus costs and without interest, and

the payment of all City and School taxes plus interest and penalties.

Also

No. 3029. Resolution authorizing and directing the City Solicitor to satisfy of record the grading, paving and curbing lien filed against Lot Nos. 67, 68, 69, 70 and 71 in Bigelow Heights Plan of Lots, assessed in the name of the Pioneer Housing Corporation, upon payment of the face of the lien filed at M. L. D. No. 72 April Term, 1938, plus costs and without interest, and the payment of all City and School taxes plus interest and penalties.

Also

No. 3030. Resolution authorizing and directing the Collector of Delinquent Taxes to exonerate City taxes and flat water rents assessed in the name of Marcella Dunn, in the Sixteenth Ward located on Jane street, not liened, and authorizing and directing the City Solicitor to satisfy of record the liens filed against said assessed owner for taxes and flat water rents.

Also

No. 3031. Communication from the City Treasurer submitting statement of the collection of delinquent taxes for period August 16 to August 31, 1947; also statement of the collection of the accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3032. An Ordinance transferring \$5,000.00 to Code Account 1649, Cinders, Slag and Freight Fund, from Code Account 1629-1, Snow Removal, Cleaning Highways, both within the Bureau of Highways and Sewers, Department of Public Works.

Which was read and referred to the Committee on Finance.

Also

No. 3033. Petition for the grading, paving and curbing of Mahon street, from Junilla street to Watt street.

Also

No. 3034. An Ordinance authorizing and directing the grading.

paving and curbing of Mahon street, from Junilla street to Watt street, and other work incidental thereto and, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3035. An Ordinance authorizing and directing the grading, paving and curbing of Kent Way, from Fifty-third street to Fifty-fourth street, including installation of house laterals and other work incidental thereto and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3036. An Ordinance widening Herron avenue at the intersection of Bedford avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 3037. Communication from the Department of Public Safety transmitting correspondence from the Superintendent of Bureau of Electricity with respect to the Bell Telephone Company's refusal to install a telephone line, using City Cable, in the City-County Building, Court 0300.

Also

No. 3038. Petition for revision in the operation of the traffic signals at the intersection of Bigelow Boulevard and the Bloomfield Bridge so as to permit pedestrians to cross the boulevard.

Which were read and referred to the Committee on Public Safety.

Mr. Stewart presented

No. 3039. An Ordinance authorizing the Director of the Department of Parks and Recreation to grant permission to the Brentwood High School for the use of Phillips Park for three football games during September, October and November, 1947.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. McArdle presented

No. 3040. An Ordinance providing for a contract or contracts for the demolition of the Eastern Front of porch section of the Exposition Building at Duquesne Way, Pittsburgh, and for the payment of the costs thereof.

Which was read and referred to the Committee on Finance.

Also

No. 3041. Resolution repealing Resolution No. 270, approved November 23, 1946, authorizing the sale of Lot No. 76 on Salisbury street, 16th Ward, to George L. Aul and Caroline Aul for the sum of \$150.00.

Also

No. 3042. Resolution authorizing and directing the Mayor to execute a quit-claim deed for the vacant lot in the 28th Ward described as owned by William J. McCune and described as "Lot 40x118 Weirton street No. 55 Marshall Plan to the Columbia Steel & Shafting Company, a Pennsylvania Corporation.

Which were read and referred to the Committee on Lands, Buildings and Housing.

Mr. Weir presented

No. 3043. An Ordinance transferring the sum of \$18,000.00 from Code Account No. ----- to Code Account No. 1231-4, Drug Supplies, Tuberculosis Hospital, Department of Public Health.

Which was read and referred to the Committee on Finance.

Mr. Weir (for Mr. Wolk) presented

No. 3044. An Ordinance establishing the grade of Allender avenue, from Banksville avenue to the dividing line between the City of Pittsburgh and

the Borough of Greentree.

Also

No. 3045. An Ordinance fixing the width and position of the westerly sidewalk, roadway and berm; prescribing portions to be used as slopes, landscaping, retaining walls and steps and establishing the grade of Fifty-Five and a Half street, from Camelia street to Celadine street.

Also

No. 3046. An Ordinance fixing the width and position of the sidewalks and roadway; prescribing a portion thereof to be used for slopes, landscaping, retaining walls and steps; and re-establishing the grade of Candace street, from Broadway to Shiras avenue.

Also

No. 3047. An Ordinance granting unto the Allis-Chalmers Manufacturing Company, its successors or assigns, the right to construct, maintain and use two standard gauge track sidings in Preble and Columbus avenues, in the 21st Ward, Pittsburgh, Pennsylvania.

Also

No. 3048. Communication from the Department of Public Works relative to establishment of a grade on Case way, between Elsie street and Charcott street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also (by request)

No. 3049. An Ordinance authorizing the Bureau of Building Inspection to issue to S. H. DeRoy a permit for the removal of a projecting sign now existing at 408 Smithfield street and the reerection thereof on the building located at 522 Wood street, the thickness of said sign being in excess of that permitted under Sub-section 4 of Section 7 of Ordinance No. 353, approved December 19, 1935.

Which was read and referred to the Committee on Public Safety.

The Chair presented

No. 3050. Communication from Spring Hill Post No. 671, American

Legion, requesting settlement of delinquent water rents.

Also

No. 3051. Communication from the Sterling Land Company asking to be reimbursed in the sum of \$1,345.50 for replacing curb in front of the King Edward Apartments, 4601-4609 Bayard street.

Also

No. 3052. Communication from the Department of Public Safety submitting sketch of the proposed police radio car control room.

Also

No. 3053. Communication from Susanna Kelly Glancy asking to be reimbursed for damage to property by reason of the operation of a quarry by the City of Pittsburgh on the Brucker property situate on the Bellevue side of Jacks Run Road.

Also

No. 3054. Communication from Natala Caliguiri, 5626 Wilkins avenue, 14th Ward, offering compromise settlement of delinquent water rents against his property.

Which were severally read and referred to the Committee on Finance.

Also

No. 3055. Petition of citizens of Prescott street, Flowers avenue and Clarion street for the replacement of steps on Gray way and the placing of lights on Gray way and Flowers avenue.

Which was read and referred to the Committee on Public Works.

Also

No. 3056. Communication from Peoples Natural Gas Company requesting right-of-way through City property situate between Parkview avenue and Juno street on the northerly side of Wilmot street, to lay a two-inch gas pipe line.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3057. Communication from

J. A. Barrett asking that the property at 5640-40½ Rural street be placed in proper condition.

Which was read and referred to the Committee on Public Safety.

Also

No. 3058. Communication from J. E. Sugden, Jr., Esq., complaining of the unsanitary condition surrounding Veteran's project in the 28th Ward.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 3059. Communication from the Allegheny County Federation of Women's Clubs endorsing the action of the Clarion River Valley Restoration Association for the elimination of the pollution of the Clarion River.

Which was read, received and filed.

Also

No. 3060.

UNITED STATES SENATE

Washington, D. C.,

September 12, 1947.

Honorable Thomas E. Kilgallen,

President

Council of the City of Pittsburgh

Pittsburgh, Pennsylvania

Dear Tom:

One of the nicest things to happen to me this year was to receive a copy of Bill No. 2836 adopted by the Council of the City of Pittsburgh July 28, 1947, expressing appreciation of the City of Pittsburgh for the defeat in the Senate Interstate and Foreign Commerce Committee of H. R. 4051, the so-called Rizley-Moore Bill to amend and largely destroy the consumer protection features of the Natural Gas Act of 1938. The references in the resolution adopted by the City Council of Pittsburgh to my part in the defeat of that bill for the first session of the 80th Congress were indeed generous and I want you to know I appreciate them.

Of all the cities in the country which would have been adversely affected by passage of this legislation, the City of Pittsburgh was, I believe, the most vigorous and alert in defense of its

interests as they would have been affected by this bill. Mayor Lawrence's official family, as represented chiefly by Pittsburgh's remarkably outstanding City Solicitor, Miss Anne X. Alpern, provided tremendous assistance in the fight to prevent passage of the Rizley-Moore Bill. Miss Alpern, I believe, provided us the time we needed to line up Senate opposition to this bill sufficient to defeat it. She did so by introducing into the House hearings the first real evidence produced there to demonstrate the utter unfairness of the legislation, and her testimony, I have found, forced the House Interstate and Foreign Commerce Committee to interrupt action which otherwise would have been prompt and immediate. Although the House Committee subsequently reported out the bill and jammed it through the House by a large majority, the members of that Committee, as a result of Miss Alpern's testimony, knew exactly what they were voting for and did so in full realization of the implications of their vote. This was important. Up to the time she appeared, many of the members of the House Committee were under the impression the bill was somewhat innocuous and was not really opposed by anyone except a few special interests such as railroad and coal.

Although Miss Alpern was speaking primarily from her own experience with utility law and regulation as City Solicitor of Pittsburgh, she brought to the House hearing and later to the special Senate hearing I was able to arrange so that she could be heard, the prestige of the United States Conference of Mayors and the National Institute of Municipal Officers. Why she was selected by these two organizations to represent them in this matter was obvious to the Congress after she demonstrated her thorough grasp of the problem of utility regulation and a keen wit besides.

The newspapers of Pittsburgh and their Washington correspondents also deserve the very highest appreciation for the manner in which they presented the facts on this legislation to their readers and not only helped to arouse Pittsburgh opposition to the measure but also exerted influence on the Congress by reason of some of

their articles and editorials which I and others inserted in the Congressional Record. Mr. Robert Taylor of the Pittsburgh Press and Miss Ingrid Jewell of the Pittsburgh Post-Gazette were particularly effective in this respect and the editorials which their newspapers back home published on the basis of facts provided by these two fine Washington correspondents were similarly of great help.

The Rizley-Moore Bill undoubtedly will be revived as soon as Congress reconvenes. The fight will begin all over again. Powerful influences will be brought to bear in an attempt to persuade the Congress to give natural gas and related petroleum companies a free hand beyond the reach of Federal regulation in the exploitation of a natural resource for which there is tremendous demand. By the time the Congress reconvenes, we should have available the results of a thorough-going Federal Power Commission study on this entire natural gas problem. I am sure it will show that we can ill afford reckless expansion and exploitation of natural gas markets.

I want to assure you and the members of the Council of the City of Pittsburgh that I will continue my efforts to prevent the removal of effective regulatory control over a utility as fundamental as this one to the continued prosperity of the Western Pennsylvania area.

Sincerely yours,
FRANCIS J. MYERS, U. S. S.

Which was read, received and filed.

UNFINISHED BUSINESS

Mr. Stewart called up

Bill No. 2944. An Ordinance entitled, "An Ordinance supplementing Section 31 of Ordinance No. 450, known as the 'Charter Ordinance,' entitled, 'An Ordinance to carry into effect in the City of Pittsburgh an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March 1901; referring to the qualifications and appointments of the City Recorder; establishing the Departments of Public Safety, Public Works, Collector of De-

linquent Taxes, Assessors, City Treasurer, City Controller, Law, Charities and Correction, and Sinking Fund Commission; creating and fixing Bureaus and the titles thereof, and subordinate officers and offices; prescribing the mode of their election or appointment, defining the cities and powers of such, fixing the amount of bonds to be given, and allotting the various Bureaus and other officers to the proper Departments,' approved January 7, 1902."

In Council, September 2, 1947, bill read and laid on the table.

Which was read.

Mr. Stewart moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3061. Report of the Committee on Finance for September 9, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also

Bill No. 2933.

CITY OF PITTSBURGH

CERTIFICATE OF EMERGENCY REQUIRING A SPECIAL APPROPRIATION

WHEREAS, Article XIV, Section 13, of the Act of March 7, 1901, P.L. 20, as amended by the Act of May 31, 1911, P.L. 461, provides that all appropriations shall be made annually by general ordinances except in cases of emergency, when special appropriations may be made to meet the same; and,

WHEREAS, The STEELWOOD CORPORATION, is developing a residential community known as MILLERMONT PLAN, in the Tenth Ward of the City of Pittsburgh, and has actually begun construction on sixty-two (62) buildings to house one hundred eight (108) families, with plans and building permits for one hundred seventeen (117) additional buildings to house two hundred seventeen (217) families; and,

WHEREAS, The STEELWOOD CORPORATION has requested that water lines be installed to supply these dwellings, to permit early occupancy as a partial relief of the present housing shortage within the City of Pittsburgh, with the assurance that the yearly revenues from the Sale of water will exceed six (6%) per centum of the cost of installation; and,

WHEREAS, No funds for such installation were set up in the Appropriation Ordinance No. 500, approved December 28, 1946;

NOW, THEREFORE, WE, JAMES P. KIRK, DEPUTY MAYOR, and EDWARD R. FREY, CONTROLLER OF THE CITY OF PITTSBURGH, do hereby certify to the Council of the City of Pittsburgh the existence of an emergency requiring a special appropriation in the amount of Forty-five thousand dollars (\$45,000.00), or so much thereof as may be necessary, for the installation of water lines in the MILLERMONT PLAN, Tenth Ward, City of Pittsburgh.

James P. Kirk,
Deputy Mayor.

Edward R. Frey,
City Controller.

Dated August 23, 1947.

Which was read, received and filed.

Also

Bill No. 2993. An Ordinance entitled, "An Ordinance setting aside and appropriating the aggregate sum of \$37,860.00, or so much thereof as may be necessary, from Bond Fund No. -----, for the payment of salaries and the cost of supplies to carry out certain planning investigations, obtaining, compiling and mapping land use data and portions of the Geodetic and Topographic Survey by the Department of City Planning."

Which was read.

Mr. Duff moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 2994. An Ordinance

entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Office and Drafting Room Equipment for the Department of City Planning, and for the payment thereof."

In Finance Committee, September 9, 1947 bill read and ordered returned to Council with an affirmative recommendation, subject to report from the Department of City Planning.

Which was read.

Also

No. 3062.

CITY COUNCIL CITY PLANNING COMMISSION

Committee on Finance,
Frederick Bigger, Chairman.

September 10, 1947.

COUNCIL BILL NO. 2994—PURCHASE ORDINANCE—Department of City Planning.

The following information is submitted in response to request from Assistant City Clerk under date of September 10th.

Ordinance No. 334 (47) was approved August 29, 1947 at the same time as City Council approved Ordinance No. 333 (47). These were emergency ordinances—No. 333 setting up certain new positions in the Department of City Planning and providing the salaries therefor; and No. 334 authorizing expenditures for equipment and supplies.

Such equipment and supply expenditures were to be for the purpose of providing additional drafting room furniture and clerical equipment and supplies needed by the expanded Staff of this department.

It is under Councilmanic authorization in Ordinance No. 334 that there was transmitted by the Department of Supplies the Purchase Ordinance identified as BILL NO. 2994 (47)—"An Ordinance for contract for office and drafting room equipment for the Department of City Planning."

Yours very truly,

Frederick Bigger, Chairman
City Planning Commission.

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Kilgallen, (Pres't)
McArdle	

Noes: Mr. Leonard.

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2995. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one Burster machine to detach continuous forms, etc., for the Department of the City Treasurer, and for the payment thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart

Gallagher	Weir
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3004. An Ordinance entitled, "An Ordinance authorizing the issuance of warrant in favor of E. J. Griffiths, Agent, Sanitary Manufacturing Company of Pittsburgh, in the amount of \$900.00 for Miscellaneous Services furnished for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir,
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 2874. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Adams and Watson for \$465.00 for the razing of a two story brick extension at the rear of a building located at 2824 Penn Avenue."

In Finance Committee, September 9, 1947, bill read and amended in Section 1 by inserting in blank space the words, "42, Contingent Fund," and as

amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher.	Weir
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Gallagher presented

No. 3063. Report of the Committee on Public Works for September 9, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2870. An Ordinance entitled, "An Ordinance authorizing and directing the Grading, Paving and Curbing of Fifty-five and a half street from Camella street to Celadine street, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or

contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 2871. An Ordinance entitled, "An Ordinance opening Noah way from Sylvan avenue to Irvine street and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Also

Bill No. 2872. An Ordinance entitled, "An Ordinance widening Idlewood road from a point 12.22 feet north of the point of curve at the northerly terminus of the second curve north of the Chartiers Cemetery to Bell avenue and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher,	Weir
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being three fourths of the votes of Council in the affirmative, the bills passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereof.

Mr. Weir (for Mr. Wolk) presented

No. 3064. Report of the Committee on Public Service and Surveys for September 9, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3008. An Ordinance entitled, "An Ordinance granting unto Nahib Y. Dahud of Pittsburgh, his successors or assigns, the right and privilege to construct, maintain, use and operate a vault and cellar door entrance in the southerly sidewalk of Rippey street in the 11th Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Demmler:

Mr. President: On Bill No. 3008, File No. 1452, granting permission for a cellar door opening in a sidewalk, I wish to state that these permits are granted for the use of cellars, only to be opened when actually putting in or taking out goods. You can go through the downtown any day from 9:00 in the morning until 5:00 in the afternoon and you will find a number of cellar doors open continuously, blocking half of the sidewalk and creating a danger. They are used for ventilating purposes. If these business places want openings for ventilation purposes they should be made to provide some other means. I also find that there are people who place pipe railings around the cellar door openings and leave these railings around them almost all day, blocking half of the sidewalk. Something will have to be done about it.

Mr. Leonard:

That is in the downtown.

Mr. Demmler:

Yes. They should be open only for putting in and taking out goods.

Mr. Leonard:

Mr. President: I would like to bring another matter to your attention. I have noticed in the last few years, particularly down in the Golden Triangle but also throughout the City, the bad condition of some of the sidewalks. We have the Pa Pitt program on for clean-up and the Chamber of Commerce is endorsing public improvements. That is fine. You take the downtown area in Pittsburgh in particular in the last five years since the downtown assessments have been cut on real estate that amounted to millions of dollars and affected this budget. If you walk along certain streets you will find some of the sidewalks in deplorable condition. Last night, in particular, along Penn and Liberty avenues, I saw a woman turn on her ankle. I remember years ago we went after these building owners to repair their sidewalks and they gave us the answer that all the money taken in was paid in taxes, and business was not so good. We know now business is flourishing and no money is being spent on sidewalks. I think the Bureau of Building Inspection or the proper department should make an inspection of the sidewalks in the Golden Triangle. There are still some red brick sidewalks and old stone sidewalks, and these type of walks haven't been put down for the last fifty years. While we are on the Traffic laws, put the heat on some of these downtown buildings where thousands of people walk over the sidewalks every day. I think this Council should notify the Bureau of Building Inspection to make a crackdown on broken sidewalks.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3009. An Ordinance entitled, "An Ordinance establishing and re-establishing the grade of Cole-ridge street from McCabe street to a point 195.33 feet westwardly therefrom."

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 3065. Report of the Committee on Filtration and Water for September 9, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 2835. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of water lines and appurtenances to and within the Millermont Plan of Lots, and all other work necessary in connection with said construction, and for the payment of the costs thereof."

In Filtration and Water Committee, September 9, 1947, bill read and amended in Section 1 by inserting in blank space the words, "Code Account No. 1443, Salaries, Bureau of Police, provided, however, that the amount herein transferred will be restored to Code Account No. 1443, Salaries, Bureau of Police, not later than December 1, 1947," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Demmler moved

That the amendment of the Filtration and Water Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 3066. Report of the Committee on Public Safety for September 9, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3001. An Ordinance entitled, "An Ordinance providing for

the letting of a contract for the furnishing and delivery of one Chassis for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 3067. Report of the Committee on Lands, Buildings and Housing for September 9, 1947, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3005. Resolution amending Resolution No. 163, approved July 11, 1947, authorizing the sale of Lot No. 41 on Veteran street, 26th Ward, to Eugene O. Grubbs, for the sum of \$175.00, by striking out the words, "being Lot No. 41 on Veteran street" and by inserting in lieu thereof the words, "being a portion of Lot No. 41 on Veteran street."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Leonard presented

No. 3068. Whereas, Council is in receipt of a petition signed by residents of Breesport street, North Mathilda street, Schenley avenue, and other streets in the Tenth Ward, commonly known as "Garfield Hill," asking Council to petition the Pittsburgh Motor Coach Company to establish a bus shuttle line with transfer privileges to street cars operated by the Pittsburgh Railways Company in that vicinity; and

Whereas, Council endorses the request of these petitioners; Therefore, be it

Resolved, That the Pittsburgh Motor Coach Company be and it is hereby requested to establish a bus shuttle line along a route to be selected by it to serve the people in that section of the Tenth Ward who reside on Breesport street, North Mathilda street, Schenley avenue and other streets in and near that locality, with the privilege of transferring to street cars operated by the Pittsburgh Railways Company.

Which was read.

Mr. Leonard moved

The adoption of the resolution.
Which motion prevailed.

The Chair;

John S. Herron, County Commissioner of Allegheny County, died on September 13th, after a distinguished public career. He had been a member

of this Council for twenty years and had served as its president for two terms. Under these circumstances, I think it is appropriate and suitable that this Council recognize his passing through the preparation of a suitable memorial. Mr. Herron had served this Council with the father of one of our present members.

The Chair instructs Joseph A. McArdle to prepare suitable memorial resolutions on the passing of John S. Herron.

Mr. McArdle moved

That the Minutes of Council of Monday, September 8, 1947, be approved.

Which motion prevailed.

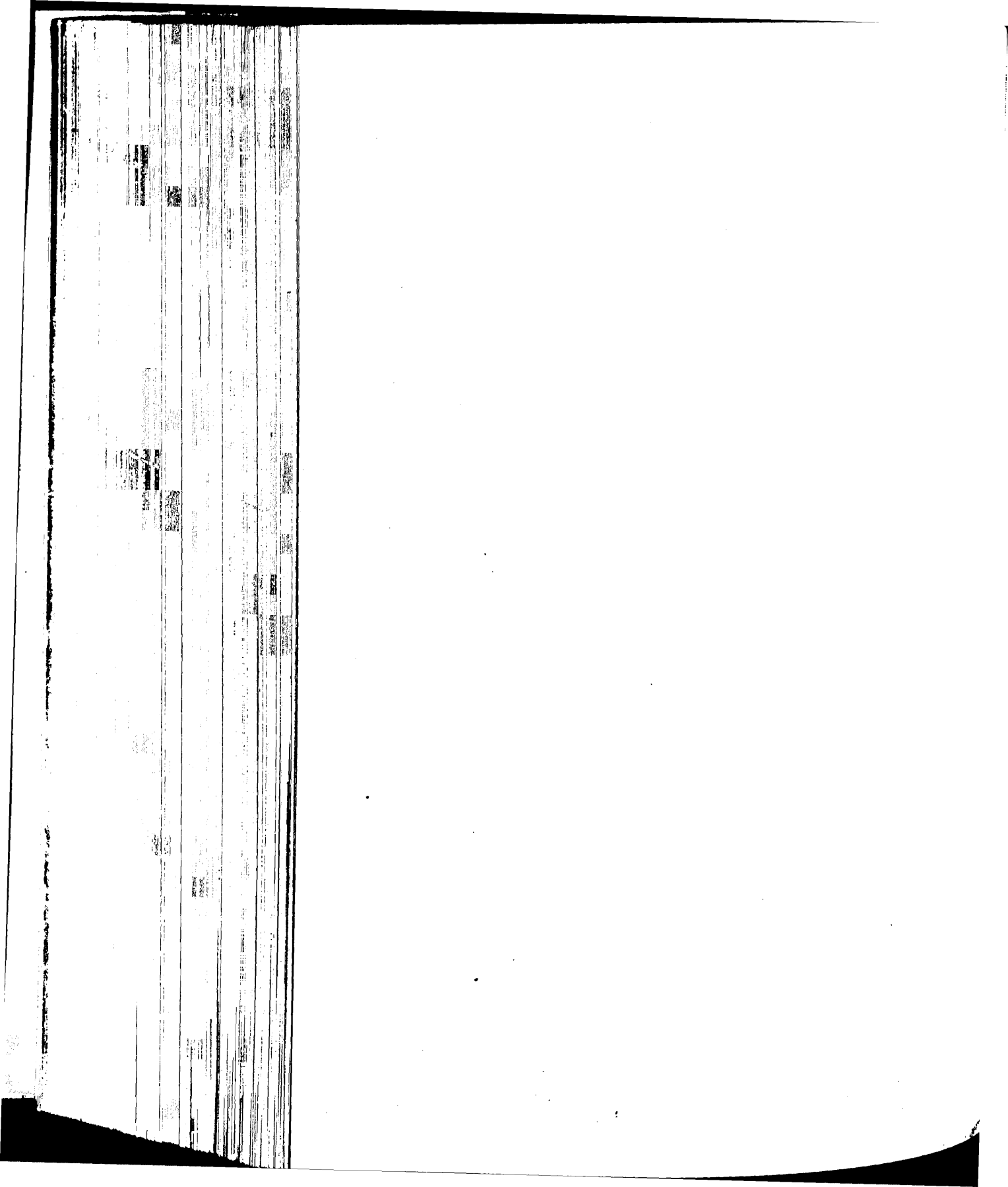
Mr. McArdle moved

That Council adjourn out of respect to the memory of John S. Herron.

Which motion prevailed.

And

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI

Monday, September 22, 1947.

No. 40.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, September 22, 1947.

Council met.

Present:—Messrs:

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

PRESENTATIONS

Mr. Demmler presented

No. 3069. An Ordinance transferring \$61,000.00 from C. A. ----- to C. A. 1768, Fuel-Coal, in the Bureau of Water, Department of Public Works.

Which was read and referred to the Committee on Finance.

Mr. Duff presented

No. 3070. An Ordinance transferring the sum of \$300.00 from Code Account No. 1101, Supplies, to Code Account 1101-1, Equipment, Civil Service Commission.

Also

No. 3071. Resolution authoriz-

ing the issuing of a warrant in favor of Lieutenant Joseph A. Henigin in the sum of \$295.62 in full settlement of his claim against the City for automobile damaged February 26, 1947, on Lockhart street at Nash street while in the line of duty, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3072. Resolution authorizing and directing the Delinquent Tax Collector to accept charges on delinquent water taxes without penalty and interest in the name of Frank Gasper as follows:

1933 balance, Keystone & Holmes street ----- \$52.40

1936 balance, Keystone & Holmes street ----- 47.54

Also

No. 3073. Communication from the City Treasurer submitting statement of the collection of delinquent taxes for the period September 1 to 15, 1947; also statement of the collection of the accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3074. An Ordinance amending a portion of Section 64, Bureau of Refuse, Department of Public Works, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Also

No. 3075. An Ordinance au-

thorizing the Mayor and the Director of the Department of Public Works, to petition the Court of Quarter Sessions to appoint three impartial men to establish a boundary line between the City of Pittsburgh and Baldwin Township, from Carson street, East, to Agnew avenue, pursuant to Sections 1 and 2 of the Act of Assembly, P. L. 284, approved June 3, 1893.

Also

No. 3076. An Ordinance transferring the sum of \$1,067.00 from Code Account No. 1529, Salaries, General Office, to Code Account Nos. 1531, 1531-1 and 1534, in the Bureau of Engineering, Department of Public Works.

Also

No. 3077. An Ordinance transferring \$20,000.00 to Code Account No. 1514-1, Gasoline and \$20,000.00 to Code Account No. 1515-1, Automotive Parts, Bureau of Automotive Equipment, Department of Public Works, from-----

Also

No. 3078. An Ordinance appropriating and setting aside the sum of \$70,000.00 from----- in the Department of Public Works, for the purchase of asphaltic materials by the City under existing contracts.

Which were severally read and referred to the Committee on Finance.

Also

No. 3079. An Ordinance accepting the dedication of certain property in the 19th Ward of the City of Pittsburgh for public use for highway purposes for the widening of Nutt way, July way, Merrick avenue and Doric way.

Also

No. 3080. An Ordinance accepting the dedication of property for the widening of Lowenhill street, as shown on the "Mayberry Plan of Lots" in the 19th Ward of the City of Pittsburgh, laid out by Ray G. and Anna M. Mayberry, and widening Lowenhill street within the limits of the said Plan of Lots.

Also

No. 3081. Petition for the grading, paving and curbing of Crestview road, from Potomac avenue to the east line of Potomac Park Plan of Lots.

Also

No. 3082. An Ordinance authorizing and directing the grading, paving and curbing of Crestview road, from Potomac avenue to the east line of the Potomac Park Plan of Lots, including the installation of house sewer laterals and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3083. Petition for the curbing of Churchview avenue, from Sankey avenue to Waidler avenue.

Also

No. 3084. An Ordinance authorizing and directing the grading and curbing of the northerly side of Churchview avenue, from Sankey avenue to Waidler avenue, and other work incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3085. Resolution requesting the Mayor, on behalf of the City, to sign a consent petition for the erection of a gasoline station at the southwest corner of Baum boulevard and Liberty avenue.

Also

No. 3086. Communication from the Department of Public Works submitting reports of streets repaired by the Asphalt Division, Bureau of High-

ways and Sewers, for the weeks starting August 25, 1947, and ending September 6, 1947.

Which were severally read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 3087. Resolution requesting the Director of the Department of Public Works, to instruct the Superintendent of the Bureau of Highways and Sewers to inspect the sidewalks in the Downtown Business or Golden Triangle District, and in all cases where the sidewalks do not conform to the ordinance relating to the construction of sidewalks, to take the necessary steps to have them put in proper condition.

Which was read and referred to the Committee on Public Works.

Also

No. 3088. Petition requesting City Council to stand fast on the October 1, 1947, enforcement date for Smoke Control.

Which was read, received and filed.

Also

No. 3089. Petition requesting the repeal of the Smoke Ordinance.

Which was read, received and filed.

Mr. McArdle presented

No. 3090. An Ordinance providing for contracts for furnishing labor, materials and/or services necessary for the maintenance, repair or operation of buildings or structures of the City of Pittsburgh in the custody of the Department of Lands and Buildings, for the calendar year 1948, and for the payment of the cost thereof.

Which was read and referred to the Committee on Finance.

Also

No. 3091. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works, on behalf of the City, to grant Bernard McArdle the right to use and occupy four inches of the sidewalk in front of his dwelling house facing South 16th street for a distance of

24.38 feet and on Bingham street for a distance of 60 feet while the present building shall continue to stand and waiving all damages by reason of such encroachment in consideration of the promise of Bernard McArdle to relinquish and give up the said encroachment area upon the demolition or destruction of the present building.

Which was read and referred to the Committee on Public Works.

Also

No. 3092. Resolution ordering and directing the office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of all those certain lots situate in the 19th Ward, being Lot Nos. 161 and 162 on Midland street in the Brookline Plan, to George H. Litz and Rose I. Litz, his wife, for the sum of \$700.00, the cost of the court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3093. Resolution ordering and directing the office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of all those certain lots in the 28th Ward, being part of Lot No. 40 and Lot No. 41 on Harrisburg street in the Pleasant Hills No. 1 Plan, to James P. Collins for the sum of \$500.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3094. Communication from the Department of Lands and Buildings submitting request of the Allegheny County Steam Heating Company to run steam line through Fire Engine property on Eighth street.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

The Chair presented

No. 3095. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$400.00 in full settlement of delinquent flat

rate water rents against the property of Amadeo Donatucci, 322 Cedarville street, 8th Ward, for the years 1935 to 1942, both inclusive.

Also

No. 3096. Communication from the Arsenal Board of Trade requesting appropriation for annual Hallowe'en celebration for the Lawrenceville district.

Which were read and referred to the Committee on Finance.

Also

No. 3097. Petition for the improvement of Strachan avenue, 20th Ward, and for the construction of a boardwalk thereon.

Which was read and referred to the Committee on Public Works.

Also

No. 3098. An Ordinance supplementing Section 1 of Ordinance No. 318, entitled, "An Ordinance regulating the selling, offering for sale, or exposing for sale, or having in his, her or its possession, with intent to sell, use, discharge or cause to be discharged, ignited or otherwise set in action, fireworks, fire crackers, sparklers, cannons using gunpowder for ignition, or other pyrotechnics, by any person, firm or corporation within the limits of the City of Pittsburgh, and providing penalties for violation thereof," which became a law November 19, 1934, as amended.

Which was read and referred to the Committee on Public Safety.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3099. Report of the Committee on Finance for September 16, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3018. An Ordinance entitled, "An Ordinance transferring the sum of \$3,050.00 from C. A. 1744, 1778 and 1779 to C. A. 1785 in the Bureau of Water, Department of Public Works."

Which was read.

Also

Bill No. 3021. An Ordinance entitled, "An Ordinance exempting the position of Senior Planner and Research Analyst, as created by Ordinance No. 333, approved August 29, 1947; and the position of Associate Planner, as created by Ordinance No. 186, approved June 10, 1943, from the requirements of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, and authorizing the City Planning Commission of the Department of City Planning to employ individuals who do not meet the residence requirements of the said ordinance."

Which was read.

Also

Bill No. 3032. An Ordinance entitled, "An Ordinance transferring \$5,000.00 to Code Account No. 1846, Cinders, Slag and Freight Fund, from Code Account No. 1629-1, Snow Removal, Cleaning Highways, both within the Bureau of Highways and Sewers, Department of Public Works."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2944. An Ordinance entitled, "An Ordinance supplementing Section 31 of Ordinance No. 450, known as the 'Charter Ordinance' entitled, "An Ordinance to carry into effect in the City of Pittsburgh as Act of Assembly entitled, 'An Act for the government of cities of the second class,' approved the 7th day of March 1901; referring to the qualifications and appointment of the City Recorder; establishing the Departments of Public Safety, Public Works, Collector of Delinquent Taxes, Assessors, City Treasurer, City Controller, Law, Charities and Correction, and Sinking Fund Commission; creating and fixing Bureaus and the titles thereof, and subordinate officers and offices; prescribing the mode of their election or appointment, defining the duties and powers of such; fixing the amount of bonds to be given, and allotting the various Bureaus and other officers to the proper departments," approved January 7, 1902."

In Finance Committee, August 26, 1947, bill read and amended in Section 1 by inserting in Section 1 the following: "The City Solicitor shall notify the City Controller in writing of any contemplated absence. The Mayor shall notify the City Controller of any inability of the City Solicitor to act by reason of illness or disability," and as amended ordered returned to Council with an affirmative recommendation, subject to report from the Law Department.

In Council, September 2, 1947, bill read and laid on the table.

In Council, September 15, 1947, bill read and recommitted to the Committee on Finance.

In Finance Committee, September 16, 1947, bill read and further amended by inserting in Section 1 the following: "Any and all approvals as to form of contracts, signing of vouchers, signing of requisitions, signing of payrolls and all other acts heretofore performed by the First Assistant City Solicitor for and on behalf of the City Solicitor during the absence or disability of the City Solicitor, are hereby

ratified and confirmed," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Stewart moved

To further amend the bill in Section 1 by striking out the word "countersign" and by inserting in lieu thereof the word, "approved." and by inserting after the word, "contracts" the words, "as to form."

Which motion prevailed.

And the bill having been printed as amended and placed upon the members' desks, was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3043. An Ordinance entitled, "An Ordinance transferring the sum of \$18,000.00 from Code Account No.-----, to Code Account No. 1231-4, Drug Supplies, Tu-

berculosis Hospital, Department of Public Health."

Which was read.

Mr. Duff moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 2996. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$675.00 in full settlement of unpaid meter water charges against the property of Jacob A. Fuss, 2205 Wylie avenue, 5th Ward, for the years 1934 to 1942, both inclusive.

Which was read.

Also

Bill No. 3025. Resolution approving the action of the Sinking Fund Commission in selecting depositories from the banking institutions of the City which submitted bids in response to due notice by public advertisement, and authorizing and directing the Mayor, City Controller and the Sinking Fund Commission to enter into a written agreement with the various banks and trust companies so selected to act as depositories for Sinking Funds of the City for one year beginning October 1, 1947.

Which was read.

Also

Bill No. 3026. Resolution ratifying and confirming the action of the Sinking Fund Commission in adopting resolution at its meeting held September 11, 1947, in connection with the Mellon National Bank and Trust Company.

Which was read.

Also

Bill No. 3027. Resolution authorizing and directing the City Solicitor to satisfy of record the lien filed at M.L.D. No. 28, April Term, 1944, covering V-9, at M.L.D. No. 29, April Term, 1944, covering V-10, and at M.L.D. No. 30, April Term, covering V-11, upon payment of the assessment against V-9 and V-10, as shown on the Viewers' plan at No.

2104 January Term, 1943, with interest and the cost of filing the liens against V-9 and V-10.

Which was read.

Also

Bill No. 3028. Resolution authorizing and directing the City Solicitor to satisfy of record the grading, paving and curbing lien filed against Lot Nos. 62, 63 and 64 in the Bigelow Heights Plan of Lots, assessed in the name of the Pioneer Housing Corporation, upon payment of the face of the lien filed at M.L.D. No. 71 April Term, 1938, plus costs and without interest, and the payment of all City and School taxes plus interest and penalties.

Which was read.

Also

Bill No. 3029. Resolution authorizing and directing the City Solicitor to satisfy of record the grading, paving and curbing lien filed against Lot Nos. 67, 68, 69, 70 and 71 in Bigelow Heights Plan of Lots, assessed in the name of the Pioneer Housing Corporation, upon payment of the face of the lien filed at M.L.D. No. 72 April Term, 1938, plus costs and without interest, and the payment of all City and School taxes plus interest and penalties.

Which was read.

Also

Bill No. 3030. Resolution authorizing and directing the Collector of Delinquent Taxes to exonerate City taxes and flat rate water rents assessed in the name of Marcella Dunn in the Sixteenth Ward located on Jane street, not liened, and authorizing and directing the City Solicitor to satisfy of record the liens filed against said assessed owner for taxes and flat rate water rents.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second

and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 3022. Resolution authorizing the issuing of a warrant in favor of William E. Lewis in the sum of \$103.50, in full settlement of his claim against the City for parked automobile damaged by Bureau of City Refuse truck, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 3023. Resolution authorizing the issuing of a warrant in favor of Samuel R. Cancilla and Edward C. Cancilla in the sum of \$265.75, in full settlement of their claim against the City for automobile damaged by Bureau of City Refuse truck on Brownsville road near Suncrest street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 3024. Resolution authorizing the issuing of a warrant in favor of Agnes Tamilowski, in the sum of \$124.00, in full settlement of her claim against the City for front porch damaged by Bureau of City Refuse truck, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs

Demmler	McArdle
Duff	Stewart
Gallagher	Weir
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council being in the affirmative, the resolutions passed finally.

Mr. Gallagher presented

No. 3100. Report of the Committee on Public Works for September 16, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2899. An Ordinance entitled, "An Ordinance widening Bigelow boulevard at the intersection of Sixth avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were.

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Kilgallen, (Pres't)
McArdle	

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895 and the several supplements thereto.

Also

Bill No. 2938. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Delford street between Leaside drive, and other work incidental thereto, including the installation of house laterals and the construction of a storm sewer on Delford street and Leaside drive, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Stewart

Duff

Weir

Gallagher

Kilgallen, (Pres't)

McArdle

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Weir (for Mr. Wolk) presented

No. 3101. Report of the Committee on Public Service and Surveys for September 16, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3044. An Ordinance entitled, "An Ordinance establishing

the grade of Allender avenue from Banksville avenue to the dividing line between the City of Pittsburgh and the Borough of Greentree."

Which was read.

Also

Bill No. 3045. An Ordinance entitled, "An Ordinance fixing the width and position of the westerly sidewalk, roadway and berm; prescribing portions to be used as slopes, landscaping, retaining walls, and steps; and establishing the grade of Fifty-five and a Half street from Camelia street to Celadine street."

Which was read.

Also

Bill No. 3046. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway; prescribing a portion thereof to be used for slopes, landscaping, retaining walls, and steps, and re-establishing the grade of Candace street from Broadway to Shiras avenue."

Which was read.

Also

Bill No. 3047. An Ordinance entitled, "An Ordinance granting unto the Allis - Chalmers Manufacturing Company, its successors or assigns, the right to construct, maintain and use two standard gauge track sidings in Preble and Columbus avenues, in the 21st Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Weir moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Kilgallen (Pres't)
Leonard	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Stewart presented

No. 3102. Report of the Committee on Parks, Recreation and Libraries for September 16, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3039. An Ordinance entitled, "An Ordinance authorizing the Director of the Department of Parks and Recreation to grant permission to the Brentwood High School for the use of Phillips Park for three Football games during September, October and November, 1947."

Which was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 3103. Report of the Com-

mittee on Lands, Buildings and Housing for September 16, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2739. Resolution authorizing and directing the Mayor to execute and deliver a deed to Joseph B. Bloom and Alma C. Bloom, his wife, for the sum of \$200.00, for all those certain lots or pieces of ground situate in the 14th Ward, being Lots 13 and 14 on Fernwald road in the Park Edge Acres Plan, provided that the balance of the purchase money, namely, \$180.00, shall be paid within 90 days from the date hereof, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void.

Which was read.

Also

Bill No. 3006. Resolution directing the office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to George Y. Meyer of all that certain lot in the Fourth Ward, being Lot No. 7 on Fifth avenue, size 20.02x115.12 and having erected thereon a one-story brick garage, in the McClintock, Reine-man and Gazzam Plan for the sum of \$1,100.00, the cost of court proceedings to be paid from Trust Fund D.T.W.L. and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3041. Resolution repealing Resolution No. 270, approved November 23, 1946, authorizing the sale of Lot No. 76 on Salisbury street, 16th Ward, to George L. Aul and Caroline Aul, his wife, for the sum of \$150.00.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended,

the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't).
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 3042. Resolution authorizing and directing the Mayor to execute a quit-claim deed for the vacant lot in the 28th Ward described as owned by William J. McCune and described as Lot 40x118 Weirton street No. 55 Marshall Plan to the Columbia Steel & Shafting Company, a Pennsylvania Corporation.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

When the name of Mr. Stewart was called, he arose and said:

Mr. President: I am not voting for the reason that my brother is closely connected with the Columbia Steel and Shafting Company.

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Leonard:

Mr. President: I have a matter

I would like to take up. I received in the mail by registered, special delivery, that I had to sign for on Saturday, the copies and contents of a letter addressed to me as a member of City Council, as follows:

"Edward J. Leonard
Member of City Council
City-County Building
Pittsburgh, Pa.

Dear Sir:—

Enclosed you will find copies of two letters. One to the President and Members of City Council petitioning them to set a date for a public hearing on the Smoke Control question—the other the reply to that letter, signed by James W. Patterson, denying my petition for a hearing.

I wish to know what your position was in regard to my petition asking for that public hearing. Am I being denied the right to a hearing because I represent the minority or because some people fear that the minority has suddenly become the majority.

Hoping for an early reply,

I remain,
Sincerely yours,
James F. Patterson."

Copy of the letter I received carrying the date of September 13, 1947, addressed to the Honorable President and Members of City Council:

"Gentlemen:

As the representative of a group of public-minded citizens who are opposed to the Smoke Control Ordinance, I ask that the President and Members of Pgh. City Council at their earliest possible convenience set a date for a public hearing on the above mentioned ordinance.

Immediate action on this petition will be greatly appreciated.

Sincerely yours,
James F. Patterson."

Also copy of a letter under date of September 17, 1947, addressed to

James F. Patterson, 1927 Fox Way,
Pittsburgh, Pa.

"Dear Sir:

Deputy Mayor Kirk and a majority of City Council have considered your request for a public hearing on the Smoke Control Ordinance and I am instructed to advise you that in their opinion such a hearing would serve no useful purpose. A great many public hearings have been held on this Ordinance. It has been very widely discussed. There is a minority opinion on this legislation and it has been fully and adequately represented both in public hearings, private conferences and in formal sessions of Council. Under these circumstances, it was decided that nothing can now be presented at a public hearing, either for or against the law, that has not already been presented.

Sincerely,

James W. Patterson,

City Clerk."

Mr. President: I am not saying that a majority of the members of Council did not have the right, and you as President, to decide whether a public hearing should be granted or not, but I am calling attention to this that I knew nothing about this until I received and signed for this registered letter. The man asked me the question, how I stood on this, and I am bringing this matter up that this letter was addressed to the Honorable President and Members of City Council and it is replied to by the City Clerk. I am not a lawyer but in my humble opinion I think it should have been presented to City Council in session. I am not saying I am right but I think I am right and I will answer it on this floor of Council if I had been consulted or if it were taken up in this Council where I think it should have been, I would have been very, very much in favor of a public hearing. I don't think the minority has been represented with a clear picture of the Smoke Ordinance. I am going to give the reason I think there should be a public hearing because I voted against the original passage of the

Smoke Ordinance before the War. I voted against it because I thought it was too drastic on owners of single and double dwellings. After the law was suspended and we brought the issue before the people the true picture is only coming out and has only come out since June, July and August. If you will walk back to my desk you will see a stack of letters that is at least a foot high—along with these petitions. That isn't here nor there but in defense of myself and the lamp-post and I have been getting my ears pinned back and anybody that wants to pin them back they have the right, but in defense of myself I refer back to the record and in regard to a public hearing I would like to quote from The Pittsburgh Sun-Telegraph editorial, and it has always carried a lot of weight with me, published on July 12, 1941, and with your permission, I would like to read this into the record:

"PUZZLING FEATURES OF ANTI-SMOKE LAW

"There are several features of the City's new anti-smoke ordinance which are puzzling, to say the least.

"Why, for instance, did City Council rush the measure through? And why did Mayor Scully hurry to sign it?

"Councilmen said it was an important bill, yet they held only two public hearings on it and discussed it in committee only 10 minutes.

"Other ordinances, most of them less important, are debated for weeks, even months.

"Perhaps the answer lies in two simple facts:

"1. Smoke elimination is popular.

"2. It could be a strong selling point when Mayor Scully and six Democratic councilmen begin their re-election campaigns a few weeks hence.

"At any rate, five 'experts' who did most of the research were ignored when they urged more time be taken to prepare the bill.

"The advice of the same five 'experts' was practically ignored when the Smoke Commission wrote the bill. Yet the commission said:

"Without the aid of this group of technicians the Commission could have accomplished little."

"It was the 'experts' who did the investigating.

"The Smoke Commission did little but accept the report of the 'experts.' Yet the commission acted far more drastically in writing the ordinance than the 'experts' believed practicable."

The fact is the law was made so drastic and written so hurriedly that even councilmen believe it will have to be amended often.

The City's three big railroads told Council they could not operate trains if they complied with some provisions of the law.

Railroad men pointed out that locomotives will not be permitted to issue dense smoke of any type of more than one minute in each hour after October of next year.

Under this provision it will not be possible to keep up steam, one railroader pointed out.

R. R. Tucker, an expert on smoke elimination in St. Louis—the first city to enforce such a law—agreed with the railroads.

Tucker added that this provision would be almost impossible to enforce and that in general Pittsburgh's law was far too drastic in some places to be feasible.

The "experts" also agreed with the railroads, adding:

"It's (the commission's) lack of knowledge of the specific field of smoke abatement may have led to over-optimistic estimates of what can be accomplished."

"Smoke elimination, if done correctly, is a worthy project.

"But a law such as Pittsburgh's hastily enacted and apparently dictated by political necessity, may result in waste and inefficiency."

Mr. Chairman, I wanted that in the record because that is the only reason I have taken the stand that I have. My stand is in behalf of owners and tenants of single and double dwellings, and I brought that question up to satisfy myself that a public hearing for the minority should have been granted as requested. Also, Mr. Chairman, to qualify my stand, I realize that after this week this ordinance becomes effective. I have taken in a lot of cases. I may have been praised for it on one side of the street and criticized on the other side, but I do think that it has been a pretty hard stand to take. I have honestly and sincerely tried to point out everything in this ordinance, in particular, that affects people who burn coal. I realize that occupants of apartment houses who burn gas and don't come under this, are satisfied. So, Mr. Chairman, as far as I am concerned, I have done everything I possible can to make my position clear and I want to make a few remarks to qualify my stand.

President and Members of

City Council: Come next October 1st, Ordinance No. 344, as amended, becomes effective for all users of bituminous coal without flashing back any arguments that I have put before this body of my opposition to the one clause in this ordinance that is compelling single and double dwellings to comply with this law. I opposed the passage of this ordinance back in July of 1941 prior to the war for the reason that I thought it was too hard and too drastic upon the single and double dwellings until all industry was forced to and would comply with the law. As we all know, the law had been suspended due to war time conditions. Come this October 1st, 1947, in my findings, upon my own personal investigation, along with people that I have consulted with, who in my own opinion are just as much experts on the smoke ordinance as the Bureau of

Smoke Prevention I wish to submit for the record to qualify myself when I asked for the suspension of this law only in regard to single and double dwellings in the City of Pittsburgh, upon my investigation, I find an emergency exists at the present time. I give you some of the following reasons:

In my personal opinion, we are in for chaos this winter. I have been advised by the United Mine Workers that many mines are working only 3 and 4 days a week because they can not continue to operate unless they have coal cars to dump into. The reason for the car shortages is manifold. Cars are wearing out more rapidly than new ones are being built. Almost 4,000,000 tons of coal per month are being sent to various eastern ports for shipment to Europe. This takes many thousands of cars and these cars sometimes lay at tidewater for many days waiting and then they must be brought back to the mines. Some companies have fallen for the high prices being offered for premium coal for export. From \$1.50 to \$2.00 per ton is being paid in some cases. As a local example, the entire output of the Pittsburgh Terminal Castle Shannon mines is going to export and the dealers who formerly depended on them are unable to buy coal anywhere. With the steel situation they refer to this business as the "Gray Market."

There just isn't any coal or other fuel to be had. In Pittsburgh, in the poor districts the people seldom buy coal until the snow falls and then they must get it quick or suffer. Many of them haven't bin space for a ton of coal. Many live on upper floors, but a great many don't have the money to buy coal by the ton and depend on bushel deliveries. Under the anti-smoke law these poor people are going to be forced to pay high prices for imported fuels, some of which will not burn satisfactorily in space heaters or stoves.

All this summer, I found that several of the larger dealers have stocked so-called smokeless coal much against their desires and against their better

judgment. These piles had quickly turned into piles of fine slag coal and quite a number of people have refused to buy this cheaper grade of so-called run-of-mine smokeless coal for the price has been exorbitant, running some place in the neighborhood of \$12.00 a ton. You can't force people to take something they don't want. I have covered this subject in the past as the record will indicate.

What can be done? In my opinion —NOTHING. I think it's too late. Even if all the smoke laws were suspended tomorrow it would not help to any extent but I do think consideration should be given immediately to permit single and double dwellings to burn bituminous coal at least for the balance of this coming winter. As I have said before, our Pittsburgh established dealers I found out have more orders than they will have coal to deliver. Those who sell coal outside of the City limits are now taking orders for late deliveries in October and November. Briquets which sell for \$14.90 and will go up in price because of mine increases, I find are only coming in a few cars per day. Stocks on hand are a drop in the bucket. I find coke and disco are sold out for a long time ahead. Smokeless lump and egg coal are not available because most of it is going East, and to the middle West at premium prices for export.

What is going to happen? I could be wrong, but here is what I believe will happen. Council will not pay any attention to any demands until we get a cold spell, which can come any time in October or early November. Then, the Mayor will appoint an emergency committee who will, strangely enough, find that an emergency exists because of car shortage and other factors. It will be announced that because of the grave shortage, the regulations will be suspended until the winter is over. And then all the coal dealers and mine operators will be expected to work day and night, paying overtime to their men to deliver one-ton emergency orders to keep people from suffering during zero weather. Then certain big coal interests will

speak up and say that to meet this emergency they are going to place their entire output into City hands to prevent any suffering. That will only be a temporary relief because there are not more than 60 to 65 percent of the coal in peoples' basements this year to what is normal.

Gas. The gas companies, I find upon my personal investigation, are just as concerned as the retail and wholesale coal dealers. I have talked to some of their officials personally and they told me and frankly state they expect trouble as early as October. They are afraid thousands of people without the usual coal will try to keep warm by burning small stoves, fireplaces, and the kitchen range. They are swamped with doctors' certificates and know that many of them are false and yet what can they do?

Without going into a lot of long details on this gas situation, I think the public press has carried the item on headlines for the past week that all new construction regardless of what it may be and what it may cost, small homes to large apartment buildings, they can not have more gas, as the City of Pittsburgh has been placed on the critical list to face a very serious gas shortage this coming year. Maybe this is far-fetched, but it could happen and may cripple gas supply for industry.

There is only one answer to this question and that is time and proper equipment. There is, I find upon my investigation, no shortage of stokers as I have reported to City Council; but everybody can not use a stoker; everybody can not afford a stoker for the prices are exorbitant; and, if everybody who could would install a stoker then there would not be enough stoker coal to supply the demand. There are no satisfactory approved stoves on the market this year. There is a limited number of furnaces, but how many people want to tear out a satisfactory furnace and put in a new one even if they could afford it? And what about the genuine "LITTLE JOE," more than 50,000 families that have only stoves or small space heaters? ° °

I have mentioned that they buy coal by the bushel. Where would they get \$95.00, \$129.00, and \$159.00 for an approved stove, if they existed?

Now, gentlemen, I am of the opinion upon my own findings, that as soon as possible, I think, City Council should permit people living in single and double dwellings, permit them to buy bituminous coal and be permitted to burn it for the balance of the heating season. Furthermore, in closing these remarks, I also find that industry and particularly the railroads have not been complying with this law, and they should have from back to October 1st, 1946; and, although, after October 1st, 1947, coal dealers will not be able to sell lump bituminous coal in the City of Pittsburgh, the railroads will have all the soft coal that they need to smoke up the City of Pittsburgh for the reason that they own their own coal mines and nobody can stop them from burning their own coal.

Mr. Chairman, I submit this for the record and stand on my vote on this ordinance which is to become effective in about ten days.

Mr. McArdle:

Mr. President: In accordance with the instructions from the Chair at the last regular meeting of this Council, September 15th, I beg to report as a committee of one on the passing of a former member of this body, the late County Commissioner, John S. Herron.

I submit for your consideration a resolution on the death of Mr. Herron.

Mr. McArdle presented

No. 3104. John S. Herron was born in Oswego, New York, November 7, 1872, and came to Pittsburgh as a bricklayer more than 40 years ago, remaining a resident here until his death on Saturday, September 13, 1947.

In his early days he was employed on many of the City's large buildings. He was elected Secretary of the Bricklayers' International Union No. 2 of Pennsylvania, and later became its President.

In 1913 he was elected a member of City Council and served in that body until he was elevated to the mayoralty of his City. While a councilman he served two terms as President.

His first experience in public office was when he was appointed Director of the Department of Public Health prior to the time of taking his seat in Council.

Later he served as a member of the Board of Viewers, and was then appointed by the Judges of Common Pleas Court of Allegheny County to serve as a member of the Board of County Commissioners, to which position he was elected for two consecutive terms by the voters. It was while serving on the Board that he died.

Few men in public life so completely enjoyed their position as John S. Heron. He was well liked by all the people of the County. He was a sincere and faithful public servant. He had an extraordinary sense of humor, unusual humility, and his knowledge of human nature was exceptional. His slogan was "Keep Smiling."

During his active political years, he accumulated a personal popularity that few men in public life achieve and retain. Therefore, be it

RESOLVED, That we, the members of Council of the City of Pittsburgh, express our deep sense of loss upon the death of a former colleague, and that we give full recognition to the lasting contributions made by him to the enrichment of our civic life. It is further

RESOLVED, That these resolutions be spread in full upon the records of Council and that a copy thereof be transmitted to his family

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Which motion prevailed by a unanimous rising vote.

Mr. Leonard presented

No. 3105. Petition for the construction of a road from Allegheny River boulevard to the Brilliant Boat Club, 12th Ward.

Which was read and referred to the Committee on Public Works.

Mr. Weir moved

That the Minutes of Council of Monday, September 15, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, September 29, 1947.

No. 41.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN-----President
JAMES W. PATTERSON-----City Clerk
GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.

Monday, September 29, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Absent: Mr. Leonard.

PRESENTATIONS

Mr. Demmler presented

No. 3106. Communication from the City Controller submitting audit report of the Bureau of Water, Department of Public Works.

Which was read and referred to the Committee on Finance.

Also

No. 3107. An Ordinance repealing Ordinance No. 250, entitled, "An Ordinance authorizing the Mayor of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh, a contract with the Pittsburgh Railways Company, providing for the operation of a trolley bus by said Railways Company upon such

streets of the City of Pittsburgh as shall be approved by the Bureau of Traffic Planning," approved August 24, 1936.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Duff presented

No. 3108. An Ordinance amending a portion of Section 14, City Planning Commission, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Also

No. 3109. An Ordinance repealing Ordinance No. 87, approved by the Mayor March 6, 1926, entitled, "An Ordinance authorizing the City Solicitor to satisfy tax and municipal liens against real estate sold by the City of Pittsburgh."

Which were read, and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3110. An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,178.44 in payment for street lighting service furnished during the month of September, 1947, for the benefit of the City without previous authority of law.

Also

No. 3111. An Ordinance transferring \$7,500.00 to Code Account 1655-5, Materials, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works, from Code Account

Also

No. 3112. An Ordinance providing for the grading, paving and curbing of Coleridge street, from McCabe street westwardly 118 feet to existing pavement, and other work incidental thereto, including the laying of water lines, and for the payment of the cost thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 3113. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheets Z-N20-E30, and Z-N10-E30, by changing from a First Area District to a Second Area District all that certain property bounded by North Highland avenue; the northerly line of property of the Board of Public Education; Supreme way; Stanton avenue; a line parallel with and distant 110 feet eastwardly from North Highland avenue; a line parallel with and distant 80.75 feet southwardly from Stanton avenue; Thisbe way and Saint Marie street.

Which was read and referred to the Committee on Public Works.

Mr. Gallagher (for Mr. Leonard) presented

No. 3114. An Ordinance transferring the sum of \$2,000.00 from Code Account No. 1443, Bureau of Police, to Code Account No. 1406, General Office, D. P. S.

Which was read and referred to the Committee on Finance.

Also

No. 3115. Petition for the establishing of a shuttle bus line from Penn avenue and North Mathilda street, running along said Mathilda street to Schenley avenue; thence along Schenley avenue to Black street; thence along Black street to North Negley avenue to the intersection of Penn avenue and North Negley avenue'

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McArdle presented

No. 3116. An Ordinance authorizing the issuance of warrants in

favor of McKee Door Company of Pennsylvania in the sum of \$225.00; the Refrigeration Equipment Company in the sum of \$80.65; the Mandel Roofing Company in the sum of \$580.82; Mandel Roofing Company in the sum of \$197.43 and Charles Hahn in the sum of \$444.00 for labor and materials furnished for the Department of Lands and Buildings, for the benefit of the City without previous authority of law.

Which was read and referred to the Committee on Finance.

Also

No. 3117. Petition for the installation of a Stop and Go Traffic Signal at the intersection of Virginia avenue and Merrimac street, 19th Ward.

Which was read, and referred to the Committee on Public Safety.

Also

No. 3118. Resolution authorizing and directing the Law Department to petition the Common Pleas Court for the sale to Sidney A. Droz and Minnie Droz, his wife, lot No. 1830 on Norwich avenue for the sum of \$400.00 and authorizing the proper officers of the City to satisfy of record all tax and municipal claims against the property and charging the costs to the City.

Also

No. 3119. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Lawrence A. Fink and Marie B. Fink, his wife, all those certain lots situate in the 28th Ward, being Lot Nos. 477 and 478 on Colescott street for the sum of \$400.00.

Also

No. 3120. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Coulter F. Bracken and Laura E. Bracken, his wife, all that certain lot situate in the 19th Ward, being Lot No. 799 on Dunster street in the Paul Place Plan for the sum of \$350.00, the cost of the court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3121. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to James R. Irwin and Elvira P. Irwin, his wife, all those certain lots or pieces of ground situate in the 28th Ward, being the easterly half of Lot No. 242 and Lot No. 243 on Straka street in the Ideal No. 1 Plan for the sum of \$600.00, the cost of court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3122. Resolution authorizing the sale to William Gifford and Ruth Gifford, his wife, all that certain lot situate in the 10th Ward, being Lot No. 133 on Downlook avenue in the City Garden Plan for the sum of \$225.00, and repealing Resolution No. 82, approved April 15, 1946.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Wolk presented

No. 3123. An Ordinance vacating certain streets in the Tenth Ward of the City of Pittsburgh as laid out in Stanton Avenue Plan of Lots by Jamer M. Giles and as accepted and approved by the City of Pittsburgh in 1893, the same being Somerville street from Hawthorne street to Oranmore street; Hawthorne street from west line of Plan to Waldo way; Sulphite way from west line of plan to Somerville street; Brintell street from west line of plan to Somerville street; Rosendale street from west line of plan to Oranmore street, and Oranmore street from Rosendale street to a curved line beginning at a point of curve at the intersection of the westerly line of Oranmore street and the southerly line of Waldo way and extending southwardly by the arc of a circle deflecting to the left with a radius of 129.30 feet for a distance of 89.88 feet to the easterly line of Oranmore street.

Also

No. 3124. An Ordinance granting unto the Allis-Chalmers Manufacturing Company of Pittsburgh, its suc-

cessors or assigns, the right to construct, maintain and use a side track over and across Columbus avenue, in the 21st Ward, Pittsburgh, Pennsylvania.

Also

No. 3125. Communication from the Department of Law submitting financial statement of the Pittsburgh Motor Coach Company for the month of July, 1947.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3126. An Ordinance amending a portion of Section 49, Bureau of Traffic Planning, Department of Public Safety, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, and supplemented by Ordinance No. 242, approved July 5, 1947.

Also

No. 3127. Resolution authorizing the issuing of a warrant in favor of William H. Neuhart and Bessie Neuhart, his wife, in the sum of \$34.25, being a refund under the authority of the Act of May 21, 1943, P. L. 349, of taxes erroneously paid for the years 1940, 1941 and 1942, against property known as Lot No. 37 at 1122 Woods Run avenue, Twenty-seventh Ward, and charging same to Code Account No. 41, Refunds, Taxes and Water Rents.

Also

No. 3128. Communication from Gregg L. Neel, asking a compromise settlement of delinquent water taxes against property of Edward Jones at the corner of Parkhurst and Loraine street, 22nd Ward, for the years 1927, 1928, 1929 and 1930.

Also

No. 3129. Communication from Harold K. Brooks, Esq., asking for an exoneration of water taxes assessed against property of Daisy Morse at 1733 Lowrie street, 24th Ward, for the year 1940.

Also

No. 3130. Communication from Refuse and Salvage Drivers and Helpers Union, Local 609, advising that the prevailing rate for City freight haulers is \$1.27½ per hour with six paid holidays.

Which were severally read and referred to the Committee on Finance.

Also

No. 3131. Petition requesting the repaving of Wrights way, 17th Ward.

Also

No. 3132. Communication from Oswin Roth requesting a hearing before Council on the opening of Milan avenue, from Whited street to Alwyn street.

Also

No. 3133. Communication from Mr. and Mrs. William Lacher and Mrs. Minnie Schlierbach complaining of condition of City steps which run from 1233 Haslage avenue to Zang way.

Which were severally read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3134. Report of the Committee on Finance for September 23, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3010. An Ordinance entitled, "An Ordinance approving the prayer of a petition for the annexation of a tract of land now in the Township of Baldwin into the City of Pittsburgh.

Which was read.

Also

Bill No. 3019. An Ordinance entitled, "An Ordinance transferring the sum of \$1,400.00 from C. A. Nos. 1758, 1763 and 1765 to C. A. Nos. 1759 and 1764 in the Bureau of Water, Department of Public Works."

Which was read.

Also

Bill No. 3070. An Ordinance entitled, "An Ordinance transferring the

sum of \$300.00 from Code Account No. 1101, Supplies, to Code Account No. 1101-1, Equipment, Civil Service Commission."

Which was read.

Also

Bill No. 3075. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to petition the Court of Quarter Sessions to appoint three impartial men to establish a boundary line between the City of Pittsburgh and Baldwin Township, from Carson street, East, to Agnew avenue, pursuant to Sections 1 and 2 of the Act of Assembly, P. L. 284, approved June 3, 1893."

Which was read.

Also

Bill No. 3076. An Ordinance entitled, "An Ordinance transferring the sum of \$1,067.00 from Code Account No. 1529, Salaries, General Office, to Code Accounts Nos. 1531, 1531-1 and 1534, in the Bureau of Engineering, Department of Public Works."

Which was read.

Also

Bill No. 3090. An Ordinance entitled, "An Ordinance providing for contracts for furnishing labor, materials and/or services necessary for the maintenance, repair or operation of the buildings or structures of the City of Pittsburgh in the custody of the Department of Lands and Buildings for the calendar year 1938, and for the payment of the cost thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs. .

Demmler	Stewart
Duff,	Weir
Gallagher	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

No. 3135.

CITY OF PITTSBURGH

CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provided that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, Ordinance No. 501, approved December 28, 1946, provided for 120 drivers and 243 helpers in the Bureau of Refuse, Department of Public Works, sufficient to man the refuse trucks then in service; and

WHEREAS, To meet the pressing needs of the public in the collection of garbage and rubbish, the City has purchased 25 additional refuse trucks; and

WHEREAS, In order to put these additional trucks in service additional drivers and helpers will be required.

NOW, THEREFORE, We, James P. Kirk, Deputy Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring an amendment to the Salary Ordinance No. 501, approved December 28, 1946, to provide for the employment of 10 additional drivers and 27 additional helpers in the Department of Public Works, Bureau of Refuse, and transferring necessary funds, heretofore appropriated.

James P. Kirk,
Deputy Mayor

Edward R. Frey,
Controller

Dated: September 22, 1947.

Which was read, received and filed.

Also

Bill No. 3074. An Ordinance entitled, "An Ordinance amending a portion of Section 64, Bureau of Refuse, Department of Public Works, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3071. Resolution authorizing the issuing of a warrant in favor of Lieutenant Joseph A. Henigin, No. 12 Police Station, in the sum of \$295.62, in full settlement of his claim against the City for automobile damaged February 26, 1947, on Lockhart street at Nash street, while in the line of duty, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3072. Resolution authorizing and directing the Delinquent Tax Collector to accept charges on delinquent water without penalty and interest in the name of Frank Gasper as follows:

1933 balance, Keystone and	
Holmes street -----	\$52.40
1936 balance, Keystone and	
Holmes street -----	47.54

Which was read.

Also

Bill No. 3095. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$400.00 in full settlement of delinquent flat rate water against the property of Amadeo Donatucci, 322 Cedarville street, for the years 1935 to 1942, both inclusive.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 3136. Report of the Committee on Public Works for September 23, 1947, transmitting several ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3079. An Ordinance entitled, "An Ordinance accepting the dedication of certain property in the 19th Ward of the City of Pittsburgh for public use for highway purposes for the widening of Nutt way, July way, Merrie avenue, and Doric way."

Which was read.

Also

Bill No. 3080. An Ordinance entitled, "An Ordinance accepting the dedication of property for the widening of Lowenhill street, as shown on the 'Mayberry Plan of Lots' in the 19th Ward of the City of Pittsburgh, laid out by Ray G. and Anna M. Mayberry, and widening Lowenhill street within the limits of the said Plan of Lots."

Which was read.

Also

Bill No. 3082. An Ordinance entitled, "An Ordinance authorizing and directing the Grading, Paving and Curbing of Crestview road from Potomac avenue to the east line of the Potomac Park Plan of Lots, including the installation of house sewer laterals and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 3084. An Ordinance entitled, "An Ordinance authorizing and directing the grading and curbing of the northerly side of Churchview

avenue from Sankey avenue to Waidler avenue, and other work incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 3091. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works, on behalf of the City, to grant Bernard McArdle the right to use and occupy four inches of the sidewalk in front of his dwelling house facing South 16th Street for a distance of 24.38 feet and on Bingham Street for a distance of 60 feet while the present building shall continue to stand, and waiving all damages by reason of such encroachment in consideration of the promise of Bernard McArdle to relinquish and give up the said encroachment area upon the demolition or destruction of the present building.

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 2969. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372 approved August 9, 1923, Zone Map, Sheet Z-N10-W15, by changing from an 'A' Residence and Commercial District to a Neighborhood Retail District, all that certain property fronting on Chartiers avenue, Warfle street and Merle street included within and known as Lots Nos. 45, 46, 47, 85, 86 and 104 to 111 inclusive, in Belhurst Gardens Plan of Lots."

Which was read.

Mr. Gallagher moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Gallagher (for Mr. Leonard) presented

No. 3137. Report of the Committee on Public Safety for September 23, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3049. An Ordinance entitled, "An Ordinance authorizing the Bureau of Building Inspection to issue to S. H. DeRoy a permit for the removal of a projecting sign now existing at 408 Smithfield street and the recreation thereof on the building located

at 522 Wood street, the thickness of said sign being in excess of that permitted under Sub-section 4 of Section 7 of Ordinance No. 353, approved December 19, 1935."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 3138. Report of the Committee on Lands, Buildings and Housing for September 23, 1947, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3092. Resolution authorizing and directing the office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of all those certain lots situate in the 19th Ward, being Lot Nos. 161 and 162 on Midland street in the Brookline Plan, to George H. Litz and Rose I. Litz, his wife, for the sum of \$700.00, the cost of the Court proceedings to be paid from Trust Fund, D. T. W. L. and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3093. Resolution au-

thorizing and directing the office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of all those certain lots in the 28th Ward, being part of Lot No. 40 and Lot No. 41 on Harrisburg street in the Pleasant Hills No. 1 Plan to James P. Collins for the sum of \$500.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D. T. W. L. and repaid to said fund from the sale price.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage, the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Demmler moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Gallagher on September 2, 1947:

Mr. Leonard on September 29, 1947:

Mr. McArdle on September 9 and 17, 1947;

Mr. Stewart on September 17, 1947:

Mr. Weir on September 17, 1947:

Mr. Wolk on September 15, 1947.

Which motion prevailed

Mr. Weir:

Mr. President:—I feel it is my duty to report back to you and the members of Council in regard to the city's participation in the recent Milk Price Hearing.

I attended this hearing, which took place in Pittsburgh on September 11th

and 12th, and since that time I have been prepared to give you my first-hand observations of what occurred.

However, I did not believe that any good purpose could be served by relating my observations of this hearing while the slightest chance remained that the Commission might act favorably towards the consumers; that is, while there was the slightest chance that the Commission might not raise the price of milk.

I am afraid that no such chance remains, since price increases have already been announced for districts surrounding our own.

After quite a few years spent in hearings and trials myself, I don't think that I am easily surprised by anything that takes place in a legal proceeding, but the Milk Price Hearing was certainly a revelation to me.

At the outset, the Chairman of the Commission announced that they would first hear evidence in support of an increase in the price of milk. This seemed reasonable enough, and I sat back, expecting that the Attorneys for the producers and dealers would put witnesses on the stand to support their position.

The thing that happened was something entirely different.

Instead of the Attorneys for the producers and dealers putting witnesses on the stand, a Deputy Attorney General of the Commonwealth, a paid public official, produced witnesses to prove that the price of milk should be raised.

The Commission referred to these witnesses as "Commonwealth witnesses"—in other words "the people's witnesses." And who were they? None other than two professors from Pennsylvania State College, who, at the expense of the public, devote their time to the study of milk production.

I assume that these men undoubtedly possess considerable knowledge of the entire milk situation. However, they came prepared to testify and did testify only in regard to those matters which would support a price increase.

No one who was present at the hearing could possibly doubt that they were partisans. Whether they got that way because of their employment at the

Pennsylvania State College or because of some other connections, I, of course, cannot say.

When the Attorneys representing the consumers attempted, by cross-examination, to elicit from these witnesses facts which might show that the producers were not losing money, the Commission ruled that these questions could not be asked.

To do so, they invoked a highly technical rule of evidence—that the questions were not proper cross-examination in that they were outside the scope of the witnesses' direct testimony.

Even the Attorney for the Commonwealth joined in the suppression of any such cross-examination.

Let me give you an example:

Our Solicitor and the other Attorneys for the consumers wished to bring out the very pertinent fact that a considerable quantity, in fact about forty per cent of the farmer's production, goes to surplus milk—that is to say, for dairy products other than fluid milk. Of course, there is no control of the price of these products. The most important of these products is butter, which has been selling in the neighborhood of a dollar a pound.

Now it is perfectly obvious to anybody that the dealers are deriving some increased profit from the production and sale of butter, which adds to their general income.

However, the Milk Control Commission isn't interested in this.

Now you can understand why I say that this hearing was remarkable—a State Official produced witnesses who are state employees, to prove to the State's Milk Control Commission that the price of milk should be increased, and any other kind of testimony was totally unacceptable.

Now a lot of people, including myself, are inclined to think that the members of the Commission had their minds made up before they even came to Pittsburgh. My impression in that respect was strengthened by attending the hearing.

I will say that Chairman Cobb presided over the hearing suavely and politely, although very firmly as far as the consumers were concerned.

I will say that Chairman Cobb and his associate, Mr. Snyder, certainly are gentlemen.

But I will say, just as positively, that I think the hearing was phony. I call it "phony" because I am firmly convinced that nothing that took place at the hearing will have the slightest bearing on their decision.

Now you might say "What was the use of our entering into this thing at all?"

But I feel certain that it did a lot of good.

For one thing, while we may not prevent a price increase at this time, I think that there will be a great deal more consideration given to the consumers' viewpoint before price increases are granted in the future.

Our action helped to focus public attention on the activities of the Milk Board, to a degree that was previously unknown.

I can't let this opportunity go by without making some reference to the outstanding manner in which Miss Alpern handled the case. Had she chosen to, she could have merely attended the hearing and cross-examined witnesses produced by others. Instead, with remarkable resourcefulness, particularly in view of the short time she had to prepare this case, she obtained the

services of two outstanding experts whose testimony certainly was very persuasive to any unbiased person. Thus, in addition to skillfully breaking down a number of points brought out by the opposition, she produced constructive testimony on behalf of consumers.

In this connection, I also wish to mention that Miss Alpern was ably assisted by Senator William S. Rahauser and Mr. Bresci R. P. Leonard, both of whom served without compensation.

Mr. Chairman, I have noted that the consumers' group of Pittsburgh, I believe composed of the League of Women Voters, has urged the Governor to fill the vacancy that exists on the Milk Control Commission with a woman who has the consumers' point of view.

Mr. Weir moved

That this Council, through its Clerk, communicate to the Governor expressing our approval of that suggestion.

Which motion prevailed.

Mr. Wolk moved

That the Minutes of Council of Monday, September 22, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, October 6, 1947.

No. 42.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, October 6, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Absent: Mr. Leonard.

PRESENTATIONS

Mr. Demmler presented

No. 3139. An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with the Keystone Box Company, a Pennsylvania Corporation, for the purpose of permitting the Keystone Box Company to erect a bridge across a City water main right-of-way in O'Hara Township upon the aforesaid Company complying with certain specified conditions.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Duff presented

No. 3140. An Ordinance providing for the letting of contracts for materials, general supplies, equipment and machinery required by the several departments of the City government, for the year beginning January 1, 1948.

Also

No. 3141. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$338.64 in full settlement of unpaid flat rate water charges against the property of Edward Jones, Parkhurst corner of Lorraine street, 22nd Ward, for the years 1927, 1928, 1929 and 1930.

Also

No. 3142. An Ordinance authorizing and directing the City Treasurer and Collector of Delinquent Taxes to expend the additional sum of \$50.00, or as much thereof as may be required, from Code Account No. 1063, Miscellaneous Services, Department of City Treasurer, to pay shortages in tax payments of ten cents or less.

Also

No. 3143. Resolution authorizing and directing the City Solicitor to release Lot No. 30, fronting twenty-four (24) feet on Woods Run avenue and ninety-six feet in depth, from tax liens filed at D. T. D. 434 July Term, 1911, D. T. D. 3554 April Term, 1913, and D. T. D. 3009 January Term, 1914, said property having been acquired at M. L. D. sale and subsequently sold by the City of Pittsburgh to Mrs. Rose Valentine.

Also

No. 3144. Resolution authorizing the issuing of a warrant in favor

of Harry J. and Wilhelmina Baker in the sum of \$69.75 in full settlement of their claims against the City for personal injuries sustained by Mrs. Baker on February 17, 1947, in Policewomen's School at No. 11 Station, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3145. Communication from the City Treasurer submitting report on deposits and market value of collateral security pledged to secure same as of September 30, 1947.

Also

No. 3146. Communication from City Treasurer submitting statement of collection of delinquent taxes for period September 16 to September 30, 1947.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3147. An Ordinance providing for a contract or contracts for the construction of catch basins and connections on Greenway Drive and Idola Way, in the vicinity of Chartiers avenue, including all other work necessary in connection therewith, and appropriating funds for the payment of the cost thereof.

Also

No. 3148. An Ordinance providing for a contract or contracts for the hauling and final disposition of Municipal Incinerator Residue for the year 1948, and for the payment of the cost thereof.

Also

No. 3149. An Ordinance providing for a contract or contracts for the collection of garbage and household refuse within Wards Nos. 21 to 27, inclusive, of the City of Pittsburgh, and the depositing of the same in the receiving bin of the Municipal Incinerator Plant, for the calendar year ending December 31, 1948.

Also

No. 3150. An Ordinance accepting the dedication of property for the widening of Oliviant street, as shown on the plan of "Oliviant Gardens" in the Twelfth Ward of the City of Pitts-

burgh laid out by Joseph Yacoboni and Antonio Yacoboni, and widening Oliviant street within the limits of the said Plan of Lots.

Also

No. 3151. An Ordinance accepting the dedication of property for the widening of a ten-foot unnamed way and property for the widening of Larimer street, as shown on Roger Lane Plan of Lots in the 12th Ward of the City of Pittsburgh, laid out by Guiseppe Seppl and Roger B. Tursini and widening the ten-foot unnamed way and widening Larimer street, as shown on the said Plan of Lots.

Also

No. 3152. An Ordinance authorizing and directing the construction of a public sewer on the Private property of R. E. Waldschmidt, et ux. and Reekes way, from the private property of R. E. Waldschmidt, et ux. to the existing sewer on Spring Garden avenue, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3153. An Ordinance authorizing and directing the construction of a public sewer on Oliviant street and DeSilver street, from a point about 150' east of Dunmore street to the existing sewer on Nelson street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3154. An Ordinance authorizing and directing the construction of a public sewer on Freeman way and Dunmore street, from a point about 120' west of Dunmore street to the existing sewer on Dunmore street at Nelson street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and ex-

penses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3155. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheet Z—N10—E30, by changing from a "B" Residence to a "C" Residence District, all that certain property bounded by Wilkins avenue; the lines of the present "A-B" Residence District south of Fifth avenue; the westerly and southerly lines of property, now or late, of A. B. & G. B. Berger; the southerly line of Maple Heights road; the westerly, southerly and easterly boundary lines of the Maple Heights Plan of Lots; the northerly line of property fronting on the northerly side of Dunmoyle street; South Negley avenue; Fair Oaks street; the westerly line of the unnamed way east of Wightman street; properties fronting on the northerly side of Fair Oaks street; the easterly lines of properties fronting on the easterly side of Kipling road; Fair Oaks street; Wilkins avenue; the northwesterly line of property, now or late, of M. S. & G. T. Rafferty, Surviving Trustees; the lines dividing properties fronting on Wilkins avenue and those to the south thereof; and the line of the present "C" Residence District east of the plan of "Morewood Heights."

Also

No. 3156. Petition of residents of the 32nd Ward requesting that steps be built on Hillview street, between Kingwood street and Homehurst street, or repair and make usable the wooden steps which are there and have been closed for the past six months.

Also

No. 3157. Communication from the Department of Public Works submitting report of streets repaired by the Asphalt Division, Bureau of Highways and Sewers, for week ending September 27, 1947.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3158. An Ordinance providing for contracts for the maintenance or repair of buildings, structures, equipment, tools and other properties and their appurtenances of the City of Pittsburgh in the custody of the Department of Public Works, and for miscellaneous services in said department during the calendar year ending December 31, 1948, and for the payment of the cost thereof.

Which was read, and referred to the Committee on Finance.

Mr. McArdle (for Mr. Leonard) presented

No. 3159. An Ordinance providing for the letting of contracts for the following services in the Department of Public Safety for the year 1948; Telephone Service to the City of Pittsburgh and maintenance of the Telephone Typewriter System in service in various offices and police stations of the Bureau of Police, furnishing acetylene gas, refilling, inspecting, painting, adjusting, replacing and repairing defective parts for gas traffic beacons in use in the Bureau of Traffic Planning, Motorcycle repairs in the Bureau of Police, and the maintenance of facilities and the collection, care and disposal of dogs and cats arrested in the City of Pittsburgh, Pennsylvania.

Which was read and referred to the Committee on Finance.

Also

No. 3160. An Ordinance providing for the letting of a contract for the furnishing and delivery of one automobile for the Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 3161. An Ordinance authorizing the issuance of a warrant in favor of Carmen J. Tropea, in the sum of Two Thousand Twenty-six (\$2,026.00) Dollars, for labor and materials furnished for the Department of Lands and Buildings for the benefit of the City without previous authority of law.

Also

No. 3162. An Ordinance pro-

viding for a contract or contracts for the installation of stokers at Police Stations No. 1, No. 4, No. 6 and Fire Station No. 3 and Police and Fire Stations No. 9 and No. 17, and for the payment of the costs thereof.

Which were read and referred to the Committee on Finance.

Also

No. 3163. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract with the Allegheny County Steam Heating Company giving and granting unto the said Company licenses and permission to install, maintain, use, operate, repair, renew and finally remove a four (4) inch steam line and a two and one-half (2½) inch return line through the basement of premises at 120-124 Eighth street, for the purpose of supplying steam service to premises at 113-127 Eighth street.

Also

No. 3164. Resolution ordering and directing the office of the Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to John F. Kremer for the sum of \$1,275.00 subject to the rights of a City sewer over the northerly part of Lot 42.50x124 average Heberton avenue, between Jackson and Wellesley, No. 7 Wellesley Road Plan.

Also

No. 3165. Resolution ordering and directing the office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Joseph H. Brennan and Helen K. Brennan of lot 40x128 average Heberton avenue, between Jackson and Wellesley, No. 8 Wellesley Road Plan for the sum of \$1,600.00 in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D. T. W. L. and repaid to said fund from the sale price.

Also

No. 3166. Resolution authorizing and directing the Law Department to petition the Common Pleas Court for the sale to Walter W. Kramer and Mary Lou Kramer, his wife, for the sum of \$50.00 Lot No. 307 on Walton street

in the 29th Ward, and upon confirmation by the court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property, and charging the costs to the City.

Also

No. 3167. Resolution amending a portion of Resolution No. 220, approved August 30, 1946, by striking out "1.28 acres at Harlow street, 20th Ward, from Joseph Herrly and Louisa Herrly, his wife, at a yearly rental of \$180.00" and inserting in lieu thereof the words "approximately 2 acres at Harlow street, 20th Ward, from George J. Herrly and Esther M. Herrly, his wife, at a yearly rental of \$180.00."

Also

No. 3168. Communication from the Department of Lands and Buildings advising of action of taxing bodies committee offering for sale the John A. Harper property located at Liberty avenue and Eighth street.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 3169. Communication from the Better Traffic Committee submitting full report of the Summer program which was conducted at various recreation centers in the City.

Which was read and referred to the Committee on Public Safety.

Mr. Weir presented

No. 3170. An Ordinance transferring the sum of \$2,675.00 from Code Account No. 1235, Salaries, Regular Employees, Municipal Hospital, to C. A. No. 1246, Supplies, and C. A. No. 1246-1, Milk, Bureau of Child Welfare, and C. A. No. 1257, Salaries, Regular Employees, Bureau of Smoke Prevention, Department of Public Health.

Also

No. 3171. An Ordinance providing for the letting of a contract for the furnishing and delivery of one Dish washing machine for the Municipal Hospital, Department of Public Health, and for the payment thereof.

Which were read and referred to the Committee on Finance.

Also

No. 3172. An Ordinance amending the Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-0, by changing from an "A" Residence District to a Light Industrial District, all that certain property bounded by Avery street; a line parallel with and distant 54.33 feet eastwardly from Moravian way; Virgin way; and the line of the present Light Industrial District, east of Moravian way.

Which was read and referred to the Committee on Public Works.

Mr. Wolk presented

No. 3173. An Ordinance granting unto the Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., its successors or assigns, the right and privilege to construct, maintain and use footer courses in the westerly sidewalk area of Preble avenue and the northerly sidewalk area of Columbus avenue, in the 21st Ward, Pittsburgh, Pennsylvania.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3174. Communication from the Department of Public Works requesting a fund of \$3,000.00 for the payment of the City's share of the cost of operating by the Borough of Munhall the Sanitary pumping station.

Which was read and referred to the Committee on Finance.

Also

No. 3175. Petition for the repair of the sidewalk on Kenwood avenue between Maple avenue and Perrysville avenue.

Also

No. 3176. Petition of residents of the 1600 block on Jancey street requesting the City to correct the unsanitary conditions caused by water seeping from City-owned lot and retaining wall located in the rear of their properties.

Which was read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3177. Report of the Com-

mittee on Finance for September 30, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also

Bill No. 3040. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the demolition of the Eastern Front of porch section of the Exposition Building at Duquesne way, Pittsburgh, and for the payment of the costs thereof."

Which was read.

Also

Bill No. 3043. An Ordinance entitled, "An Ordinance transferring the sum of \$18,000.00 from Code Account No. -----, to Code Account No. 1231-4, Drug-Supplies, Tuberculosis Hospital, Department of Public Health."

Which was read.

Also

Bill No. 3077. An Ordinance entitled, "An Ordinance transferring \$20,000.00 to Code Account No. 1514-1, Gasoline and \$20,000.00 to Code Account No. 1515-1, Automotive Parts, Bureau of Automotive Equipment, Department of Public Works, from-----"

Which was read.

Also

No. 3178.

Pittsburgh, Pa., October 6, 1947.
President and Members of Council,
Re. Declaration of Emergency.

Gentlemen:—

Bills Nos. 3040, 3043 and 3077 have been referred to this Department with instruction to prepare Declarations of Emergency.

These declarations are in process and will be submitted in the near future.

Very truly yours,

BENNETT RODGERS,

First Asst. City Solicitor.

Which was read, received and filed.

Mr. Duff moved

That Bill Nos. 3040, 3043 and 3077 be laid over.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 3109. An Ordinance entitled, "An Ordinance repealing Ordinance No. 87, approved by the Mayor March 6, 1926, entitled, 'An Ordinance authorizing the City Solicitor to satisfy tax and municipal liens against real estate sold by the City of Pittsburgh'."

Which was read.

Also

Bill No. 3114. An Ordinance entitled, "An Ordinance transferring the sum of \$2,000.00 from Code Account No. 1443, Bureau of Police, to Code Account No. 1406, General Office, D. P. S."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2993. An Ordinance entitled, "An Ordinance setting aside and appropriating the aggregate sum of \$37,860.00 or so much thereof as may be necessary, from Bond Fund No. -----, for the payment of salaries and the cost of supplies to carry out certain planning investigations, obtaining, compiling and mapping land use data and portions of the Geodetic and Topographic Survey by the Department

of City Planning."

In Finance Committee, September 30, 1947, bill read and amended in Section 1 and in the title by striking out the amount, "\$37,860.00" and by inserting in lieu thereof the amount, "\$5,841.20" and by inserting in blank space the words, "170, General Public Improvement Bonds, 1946, Series 'A,'" and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3078. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$70,000.00 from -----, in the Department of Public Works, for the purchase of asphaltic materials by the City under existing contracts."

In Finance Committee, September 30, 1947, bill read and amended in Section 1 by inserting in blank space the words, "Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, provided, however, that the amount herein transferred will be restored from the sale of Bonds or Notes on or before December 1, 1947," and in the title by inserting in blank space the words, "Code Account No. 1443, Salaries, Regular Employees, Bureau of Police," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Gallagher moved

To further amend the bill in Section 1 and in the title by striking out the amount, "\$70,000.00" and by inserting in lieu thereof the amount, "\$85,000.00."

Which motion prevailed.

And the bill having been printed as amended and placed upon the members' desks, was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council

being in the affirmative, the bill passed finally.

Also

Bill No. 3111. An Ordinance entitled, "An Ordinance transferring \$7,500.00 to Code Account 1655-5, Materials, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works, from Code Account-----"

In Finance Committee, September 30, 1947, bill read and amended in Section 1 and in the title by striking out the amount, "\$7,500.00" and by inserting in lieu thereof the amount, "\$5,000.00," and by inserting in blank space the words, "No. 42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the Bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the Bill passed finally.

Also

Bill No. 3126. An Ordinance entitled, "An Ordinance amending a portion of Section 49, Bureau of Traffic Planning, Department of Public Safety, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946, and supplemented by Ordinance No. 242, approved July 5, 1947."

In Finance Committee, September 30, 1947, bill read and amended by inserting the following Whereas clause:

"WHEREAS, A Certificate of Emergency, known as Bill No. 2640, relating to this matter is now on file in the office of the City Clerk; Therefore," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Coun-

cil being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation.

Bill No. 3110. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,178.44, in payment for street lighting service furnished, during the month of September, 1947, for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 33. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$250.00 in full settlement of unpaid flat water charges against the property of John Mahoney, located at 3106 Jane street, and 3101, 3103, 3107 and 3107½ Harcums way, 16th Ward, for the years 1932 to 1945, both inclusive

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3127. Resolution authorizing the issuing of a warrant in favor of William H. Neuhart and Bessie Neuhart, his wife, in the sum of \$24.25, being a refund, under the authority of Act of May 21, 1943, P. L. 349, of taxes erroneously paid for the years 1940, 1941 and 1942, against property known as Lot No. 27 at 1122 Woods Run avenue, 27th Ward, and charging same to Code Account No. 41, Refunds, Taxes and Water Rents.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 3179. Report of the Committee on Public Works for September 30, 1947, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3085. Resolution requesting the Mayor, on behalf of the City of Pittsburgh, to sign a consent petition for the erection of a gasoline station at the southwest corner of Baum boulevard and Liberty avenue.

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart,
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Wolk presented

No. 3180. Report of the Committee on Public Service and Surveys for September 30, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3107. An Ordinance entitled, "An Ordinance repealing Ordinance No. 250, entitled, 'An Ordinance authorizing the Mayor of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh, a contract with the Pittsburgh Railways Company, providing for the operation of a trolley bus by said Railways Company upon such streets of the City of Pittsburgh as shall be approved by the Bureau of Traffic Planning,' approved August 24, 1936."

Which was read.

Also

Bill No. 3124. An Ordinance entitled, "An Ordinance granting unto

the Allis-Chalmers Manufacturing Company of Pittsburgh, its successors or assigns, the right to construct, maintain and use a side track over and across Columbus avenue, in the 21st Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't.)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. McArdle presented

No. 3181. Report of the Committee on Lands, Buildings and Housing for September 30, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3118. Resolution authorizing and directing the Law Department to petition the Common Pleas Court for the sale to Sidney A. Droz and Minnie Droz, his wife, Lot No. 1830 on Norwich avenue for the sum of \$400.00 and authorizing the proper officers of the City to satisfy of record all tax and municipal claims against the property, and charging the costs to the City.

Which was read.

Also

Bill No. 3119. Resolution au-

thorizing and directing the office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Lawrence A. Fink, and Marie B. Fink, his wife, all those certain lots situate in the 28th Ward, being Lot Nos. 477 and 478 on Colescott street for the sum of \$400.00.

Which was read.

Also

Bill No. 3120. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Coulter F. Bracken and Laura E. Bracken, his wife, all that certain lot situate in the 19th Ward, being Lot No. 799 on Dunster street in the Paul Place Plan for the sum of \$350.00, the cost of the court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3121. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to James R. Irwin and Elvira P. Irwin, his wife, all those certain lots or pieces of ground situate in the 28th Ward, being the easterly half of Lot No. 242 and Lot No. 243 on Straka street, in the Ideal No. 1 Plan for the sum of \$600.00, the cost of Court proceedings to be paid from Trust Fund D.T.W.L., and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3122. Resolution authorizing the sale to William Gifford and Ruth Gifford, his wife, all that certain lot situate in the 10th Ward, being Lot No. 133 on Downlook avenue in the City Garden Plan for the sum of \$225.00, and repealing Resolution No. 82, approved April 15, 1946.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of

Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

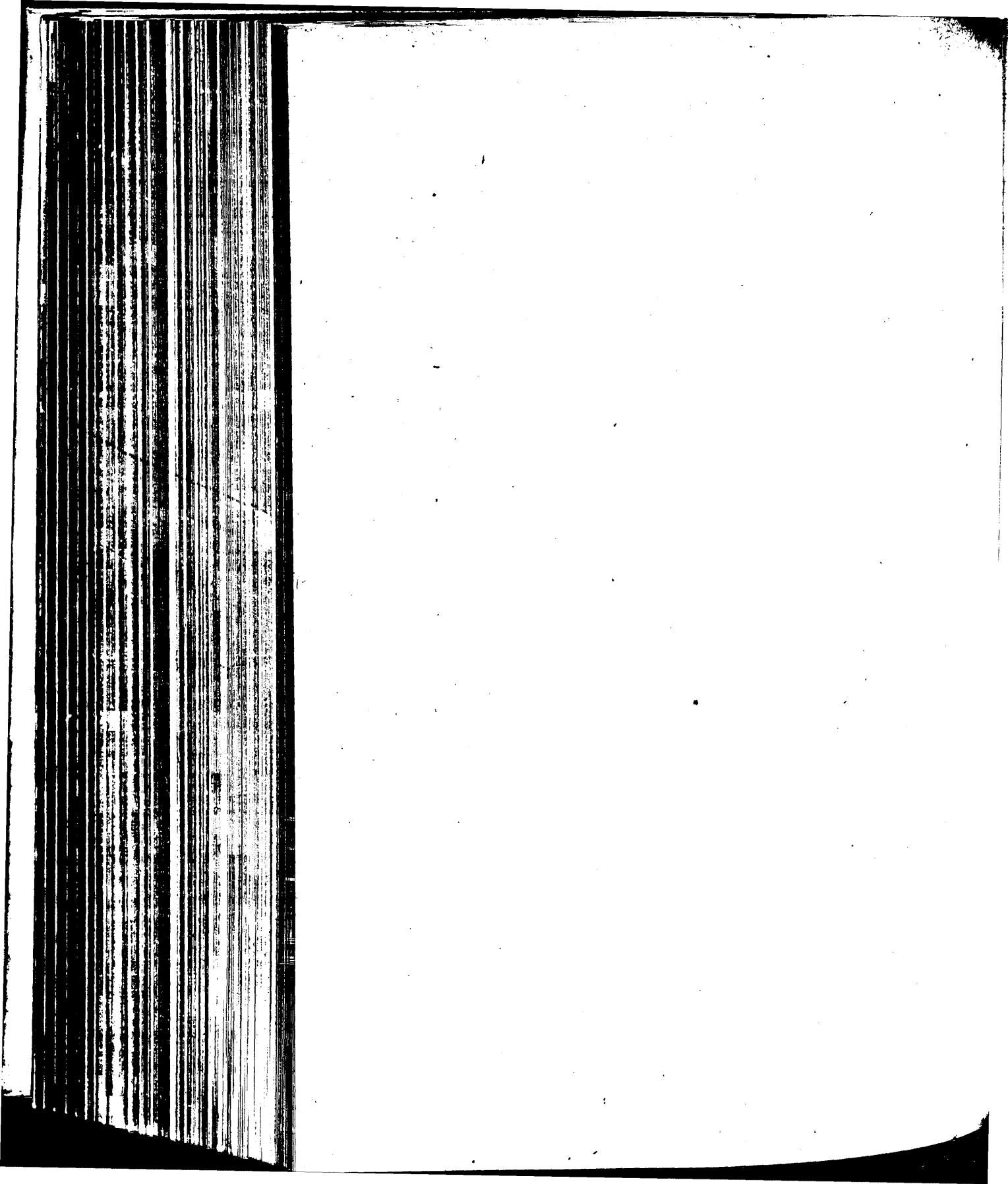
Mr. Weir moved

That the Minutes of Council of Monday, September 29, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Tuesday, October 14, 1947.

No. 43.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President
JAMES W. PATTERSON.....City Clerk
GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Tuesday, October 14, 1947.

Council met pursuant to the following call:

Pittsburgh, Pa.,
October 9, 1947.

James W. Patterson,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Tuesday, October 14, 1947, for the purpose of taking up the regular order of business, to be followed by the Committee meetings, commencing with the Committee on Finance.

Yours very truly,

THOMAS E. KILGALLEN,
President of Council.

Which was read, received and filed.

Present:—Messrs.:

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

PRESENTATIONS

Mr. Demmler presented

No. 3182. Communication from the Department of Public Works advising of emergency work on Steam Turbine at Mission Pumping Station at an estimated cost of \$1,500.00.

Which was read and referred to the Committee on Finance.

Mr. Duff presented

No. 3183. An Ordinance transferring \$1,000.00 from Code Account No. 1065, Repairs, City Treasurer, and \$500.00 from Code Account No. 1064-1, Materials, Department of City Treasurer, to Code Account No. 1064, Supplies, Department of City Treasurer.

Also

No. 3184. Resolution authorizing and directing the City Solicitor to satisfy D. T. D. 7365 January Term, 1947 lien for 1943, 1944 and 1945 City taxes against the Pittsburgh School Board on the Mount Albion School property, Butler street, for the reason that the property has been certified exempt for the years in question by the Board of Property Assessment, Appeals and Review, and directing the Collector of Delinquent Taxes to strike these charges from the tax books.

Which were read and referred to the Committee on Finance.

Mr. Gallagher presented .

No. 3185. An Ordinance authorizing the temporary use of 2½ story frame building located at 816 Climax street, 18th Ward, as a school.

Which was read and referred to the Committee on Public Safety.

Mr. Leonard presented

No. 3186. An Ordinance trans-

ferring \$50,000.00 from Code Account ----- to the following Code Accounts of the Bureau of Traffic Planning, Department of Public Safety; \$20,000.00 to Code Account 1496, Equipment, and \$30,000.00 to Code Account 1490, Miscellaneous Services, for the furnishing, delivery and installation of traffic signal cable of the Downtown Traffic Signal System to replace traffic signal cable which has become defective.

Also

No. 3187. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of traffic signal cable for the Downtown Signal System and authorization for the installation of this new cable for the Bureau of Traffic Planning, Department of Public Safety, and for the payment of the cost thereof.

Which were read and referred to the Committee on Finance.

Mr. McArdle presented

No. 3188. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Adam A. and Margaret M. Geisler all those certain lots situate in the 20th Ward, being Lot Nos. 29 and 30 on Haas street, and Lot Nos. 88 and 89 on Middletown road, all in the Charles Haas Plan for the sum of \$625.00, in accordance with Act No. 514 of 1947, the cost of the court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3189. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Joseph and Emma Borandi all that certain lot in the 13th Ward, being Lot No. 43 on Frankstown avenue, in the Perchment Addition Plan for the sum of \$500.00, in accordance with Act No. 514 of 1947, the cost of the court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3190. Resolution ordering and directing the Office of Solicitor for

City and School Tax Liens to petition the Court of Common Pleas for the sale to Sebastian Delpercio and Loretta Delpercio all those certain lots in the 19th Ward, being Lot Nos. 111, 112, 113 and 114 on Dawn avenue, in the Belleville Plan for the sum of \$400.00, in accordance with Act No. 514 of 1947, the cost of the court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3191. Resolution amending Resolution No. 48, approved March 20, 1947, authorizing the sale of Lot No. 15 on Lincoln avenue to Anthony D. Abbate and Marietta M. Abbate for the sum of \$700.00 by striking out the words "under the Act of May 21, 1937, P. L. 787, as amended" and inserting in lieu thereof the words "under Act No. 514 of July 5, 1947."

Also

No. 3192. Resolution amending Resolution No. 146, approved July 7, 1947, authorizing the sale of Lot Nos. 659 and 660 on Highman street to Charles W. and Mary Bartsch for the sum of \$700.00 by striking out the words "under the Act of May 21, 1937, P. L. 787, as amended" and inserting in lieu thereof the words "under Act No. 514 of July 5, 1947," the purchaser to pay the costs of all proceedings under the Act of 1947.

Also

No. 3193. Resolution amending Resolution No. 218, approved August 30, 1946, authorizing the sale of Lot No. 30 on McClure avenue to Maurice L. and Helen Reynolds for the sum of \$650.00 by striking out the words "under the Act of May 21, 1937, P. L. 787, as amended" and inserting in lieu thereof the words "under Act No. 514 of July 5, 1947."

Also

No. 3194. Resolution repealing Resolution No. 148, approved July 7, 1947, authorizing the sale of Lot No. 80 on Fallowfield avenue to William J. Francis for the sum of \$450.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 3195. An Ordinance providing for a contract or contracts for certain reconstruction work on the premises of Warrington Playground and Flinn Playground in the Department of Parks and Recreation, and for the payment of the costs thereof.

Also

No. 3196. An Ordinance amending paragraphs (b) and (c) of Section 1 of an Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Parks and Recreation, on behalf of the City of Pittsburgh, to lease to the Pittsburgh Garden Center a portion of the garage in Mellon Park for a period of twenty (20) years, commencing on October 1, 1947, in consideration of lessee's making improvements thereto," approved September 10, 1947.

Which were read and referred to the Committee on Parks, Recreation and Libraries.

Mr. Wolk presented

No. 3197. Communication from the Department of Law submitting financial report of the Pittsburgh Motor Coach Company for the month of August, 1947.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3198. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$150.00 in full settlement of unpaid metered water charges against the property of Beatrice McBride, 9 Avon way, for the 2nd, 3rd and 4th quarters of 1943, and for the years 1944, 1945 and 1946.

Also

No. 3199. Resolution authorizing the issuing of a warrant in favor of the Pittsburgh Outdoor Advertising Company in the sum of \$26.20, refunding amounts paid for permits for the erection of signs which were not located in the City, and charging same to Code Account No. 43-1, Refunds, Fines, etc.

Also

No. 3200. Communication from

United Association of Plumbers and Steam Fitters of the United States and Canada, Local No. 27, advising of new wage rate of \$2.25 per hour for Journey-men Plumbers in Allegheny County, up to and including May 31, 1948.

Also

No. 3201. Communication from Building Trades Employers Association of Pittsburgh, Inc., advising of new wage agreement with Hoisting and Portable Engineers, Local Union No. 66, effective Wednesday, June 4, 1947.

Which were severally read and referred to the Committee on Finance.

Also

No. 3202. Communication from Robert M. Gibson, on behalf of Charles M. Heiry, 7113 Thomas Boulevard, relative to radius of curb at the intersection of Highland avenue and Broad street.

Also

No. 3203. Communication from the Borough of Greentree asking permission to connect with City sewer on Poplar street at McKenna avenue.

Which were read and referred to the Committee on Public Works.

Also

No. 3204.

DEPARTMENT OF LAW

October 9, 1947.

Honorable Thomas E. Kilgallen,
President,
City Council.

Re: Bond Election

Dear Sir:

We hand you herewith a Certification by Common Pleas Court of the result of the Bond Election. This Certification should be spread upon the Council Minutes.

In conjunction with the County Election Board, we are proceeding with the filing of Certification in Quarter Sessions Court.

Very truly yours,

BENNETT RODGERS,
First Asst. City Solicitor.

OFFICE OF THE COUNTY BOARD OF
ELECTION OF ALLEGHENY COUNTY,
PENNSYLVANIA

October 7, 1947.

To the Council of the City of
Pittsburgh, Pennsylvania

We, the undersigned, Judges of the Court of Common Pleas, sitting as members of the Return Board for the computation and canvassing of the returns of the votes cast at the Special Election held in the City of Pittsburgh on Tuesday, September 9, 1947, do hereby certify that the following is a true and correct statement of the returns of the votes cast on said date in said City on the following question:

Shall the indebtedness of the City of Pittsburgh be increased in the amount of Twenty-one Million Dollars (\$21,000,000.00) for the purpose of paying the cost, damages and expenses, including engineering and architectural expenses, expenses in connection with the acquisition of necessary property and property rights, and other expenses necessarily incurred in connection with the following General Public Improvements in the City of Pittsburgh:

(a) Two Million Two Hundred Thousand Dollars (\$2,200,000) for the construction, reconstruction, alteration, replacement, major repairs, and rehabilitation of municipal buildings, police and fire houses and other municipal facilities; the purchase and installation of a central fire alarm system, the purchase of new fire-fighting apparatus and the purchase, installation and replacement of traffic control equipment.

(b) Fourteen Million Eight Hundred Thousand Dollars (\$14,800,000) for the construction, reconstruction, and resurfacing of streets generally, including the Negley Run Parkway; the City's share of property damage for the construction of Crosstown Boulevard and the extension of Ohio River Boulevard; the construction and reconstruction of sewers and sewer pumping stations; the acquisition and development of refuse disposal facilities; the construction of concrete steps; the reconstruction and major repair of bridges; the construc-

tion and equipment of a central warehouse and garage; the construction and equipment of division headquarters for the Department of Public Works; the reconditioning and replacement of street signs and markers; and for the construction and reconstruction of water lines and additions to, rehabilitation of and equipping of pumping stations, filtration plants, reservoirs and water mains and other improvements under the jurisdiction of the Bureau of Water.

(c) Three Million Eight Hundred Thousand Dollars (\$3,800,000) for the alteration, rehabilitation and equipment of existing facilities and new construction and equipment in the Department of Parks and Recreation, including playgrounds, park buildings and facilities, swimming pools and the North Side Conservatory.

(d) Two Hundred Thousand Dollars (\$200,000) for the construction and equipment of new library buildings in the Knoxville and Beechview sections of the City of Pittsburgh, and for the rehabilitation of lighting and power equipment of the Main Carnegie Library in Oakland.

If the event the amount designated for any of the projects above described shall be more than is necessary to complete the project, the remaining balance shall be used to supplement the amounts necessary to complete projects which may require some additional funds; but in no event shall the total amount expended under this increase of indebtedness be in excess of Twenty-one Million Dollars (\$21,000,000).

YES.....SIXTY-EIGHT THOUSAND
NINE HUNDRED AND FIVE.....68,905

NO.....THIRTY-FIVE THOUSAND
FIVE HUNDRED THIRTY-ONE.....35,531

IN WITNESS WHEREOF, We have hereunto set our hands and the seal of the Court of Common Pleas, this 8th day of October, 1947.

JAMES L. O'TOOLE, JR.
RUSSELL H. ADAMS

Judges of the Court of Common Pleas
Sitting as Members of the Return
Board.

Attest:

David B. Roberts

Which was read, received and filed

REPORTS OF COMMITTEES

Mr. Duff presented

No 3205. Report of the Committee on Finance for October 7, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2929. An Ordinance entitled, "An Ordinance authorizing the transfer of \$1,190.00 from and to certain Code Accounts within the Bureau of Repairs, Department of Lands and Buildings."

Which was read.

Also

Bill No. 3140. An Ordinance entitled, "An Ordinance providing for the letting of contracts for materials, general supplies, equipment and machinery required by the several departments of the City government, for the year beginning January 1, 1948."

Which was read.

Also

Bill No. 3142. An Ordinance entitled, "An Ordinance authorizing and directing the City Treasurer and Collector of Delinquent Taxes to expend the additional sum of \$50.00, or as much thereof as may be required, from Code Account No. 1063, Miscellaneous Service, Department of City Treasurer, to pay shortages in tax payments of ten cents or less."

Which was read.

Also

Bill No. 3158. An Ordinance entitled, "An Ordinance providing for contracts for the maintenance or repair of buildings, structures, equipment, tools and other properties and their appurtenances of the City of Pittsburgh in the custody of the Department of Public Works, and for miscellaneous services in said department during the calendar year ending December 31, 1948, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 3159. An Ordinance

entitled, "An Ordinance providing for the letting of contracts for the following services in the Department of Public Safety for the year 1948: Telephone Service to the City of Pittsburgh and maintenance of the Telephone Typewriter System in service in various offices and police stations of the Bureau of Police, furnishing acetylene gas, refilling, inspecting, painting, adjusting, replacing and repairing defective parts for gas traffic beacons in use in the Bureau of Traffic Planning, Motorcycle Repairs in the Bureau of Police, and the maintenance of facilities and the collection, care and disposal of dogs and cats arrested in the City of Pittsburgh, Penna."

Which was read

Also

Bill No. 3162. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the installation of stokers at Police Stations No. 1, No. 4, No. 6 and Fire Station No. 3 and Police and Fire Stations No. 9 and No. 17, and for the payment of the costs thereof."

Which was read.

Also

Bill No. 3170. An Ordinance entitled, "An Ordinance transferring the sum of \$2,675.00 from Code Account No. 1235, Salaries, Regular Employees, Municipal Hospital, to C. A. No. 1246, Supplies and C. A. No. 1246-1, Milk, Bureau of Child Welfare, and C. A. No. 1257, Salaries, Regular Employees, Bureau of Smoke Prevention, Department of Public Health."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't).

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 3161. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Carmen J. Tropea, in the sum of Two Thousand Twenty-six (\$2,026.00) Dollars, for labor and materials furnished for the Department of Lands and Buildings for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3116. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of McKee Door Company of Pennsylvania in the sum of \$225.00; the Refrigeration Equipment Company in the sum of \$80.65;

the Mandel Roofing Company in the sum of \$580.82; Mandel Roofing Company in the sum of \$197.43 and Charles Hahn in the sum of \$444.00, for labor and materials furnished for the Department of Lands and Buildings for the benefit of the City without previous authority of law."

In Finance Committee, October 7, 1947, bill read and amended in Section 1 by inserting in each blank space the words, "42, Contingent Fund," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle,
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3141. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$338.64 in full settlement of unpaid flat rate water charges against the property of Edward Jones, Parkhurst corner of Lorraine street, 22nd Ward, for the years 1927, 1928, 1929 and 1930.

Which was read.

Also

Bill No. 3143. Resolution authorizing and directing the City Solicitor to release Lot No. 30 fronting twenty-four feet on Woods Run avenue by ninety-six feet in depth, from tax liens filed at D. D. T. 434 July Term, 1911, D. T. D. 3554 April Term, 1913, and D. T. D. 3009 January Term, 1914, said property having been acquired at M. L. D. sale and subsequently sold by the City to Mrs. Rose Valentine.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:.

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 3144. Resolution authorizing the issuing of a warrant in favor of Wilhelmina Baker and Harry J. Baker, her husband, in the sum of \$69.75, in full settlement of their claim against the City for personal injuries sustained by Mrs. Baker on February 17, 1947, in Policewomen's School at No. 11 Station, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 3206. Report of the Committee on Public Works for October 7, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3147. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of catch basins and connections on Greenway Drive and Idola Way, in the vicinity of Chartiers avenue, including all other work necessary in connection therewith, and appropriating funds for the payment of the cost thereof."

Which was read.

Also

Bill No. 3148. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the hauling and final disposition of Municipal Incinerator Residue for the year 1948, and for the payment of the cost thereof."

Which was read.

Also

Bill No. 3152. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the Private Property of R. E. Waldschmidt, et ux., and Reekes Way, from the private property of R. E. Waldschmidt, et ux., to the existing sewer on Spring Garden avenue, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 3154. An Ordinance

entitled "An Ordinance authorizing and directing the construction of a public sewer on Freeman way and Dunmore street from a point about 120' west of Dunmore street to the existing sewer on Dunmore street at Nelson street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and the noes were taken agreeably to law and were:

Ayes.—Messrs.:

Demmler	Weir
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
McArdle	

(Mr. Leonard not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Wolk presented

No. 3207. Report of the Committee on Public Service and Surveys for October 7, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3139. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works for and on behalf of the City of Pittsburgh to enter into an agreement with the Keystone Box Company, a Pennsylvania Corpora-

tion, for the purpose of permitting the Keystone Box Company to erect a bridge across a City water main right-of-way in O'Hara Township upon the aforesaid Company complying with certain specified conditions."

Which was read.

Also

Bill No. 3173. An Ordinance entitled, "An Ordinance granting unto the Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., its successors or assigns, the right and privilege to construct, maintain and, use footer courses in the westerly sidewalk area of Preble avenue and the northerly sidewalk area of Columbus avenue, in the 21st Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Gallagher	Kilgallen (Pres't)
McArdle	

(Mr. Leonard not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Leonard presented

No. 3208. Report of the Committee on Public Safety for October 7, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3160. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one automobile for the Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
McArdle	

(Mr. Leonard not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 3209. Report of the Committee on Lands, Buildings and Housing for October 7, 1947, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3163. Resolution authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract with the Allegheny Steam Heating Company giving and granting unto the said Company licenses and permission to install, maintain, use, operate, repair, renew and finally remove a four (4) inch steam line and a two and one-half (2½) inch return line through the basement of premises at 120-124 Eighth

street, for the purpose of supplying steam service to premises at 113-127 Eighth street.

Which was read.

Also

Bill No. 3164. Resolution ordering and directing the office of the Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to John F. Kremer for the sum of \$1,275.00 subject to the rights of a City sewer over the northerly part of Lot 42.50x124 average Heberton avenue, between Jackson and Wellesley, No. 7 Wellesley Road Plan.

Which was read.

Also

Bill No. 3165. Resolution ordering and directing the office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Joseph H. Brennan and Helen K. Brennan, of lot 40x128 average Heberton avenue, between Jackson and Wellesley avenue, No. 8 Wellesley Road Plan, for the sum of \$1,600.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D. T. W. L. and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3166. Resolution authorizing and directing the Law Department to petition the Common Pleas Court for the sale to Walter W. Kramer and Mary Lou Kramer, his wife, for the sum of \$50.00 Lot No. 307 on Walton street, in the 29th Ward, and upon confirmation by the Court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property, and charging the costs to the City.

Which was read.

Also

Bill No. 3167. Resolution amending a portion of Resolution No. 220, approved August 30, 1946, by striking out "1.28 acres at Harlow street, 20th Ward, from Joseph Herrly and Louisa Herrly, his wife, at a yearly rental of \$180.00" and inserting in lieu thereof the words, "approximately 2 acres at Harlow street, 20th Ward, from

George J. Herrly and Esther M. Herrly, his wife, at a yearly rental of \$180.00." Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
McArdle	

(Mr. Leonard not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Duff presented

No. 3210. An Ordinance repealing Ordinance No. 305, approved by the Mayor December 8, 1903, as amended by Ordinance No. 384, approved by the Mayor February 3, 1906, entitled, "An Ordinance requiring brokers (excepting pawn brokers) and persons or parties engaged in business of buying or selling fruits, vegetables, glass or any article of trade or commerce in the City of Pittsburgh, to procure license therefor and providing penalties for violations thereof."

Which was read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3211. Communication from Fred Mook, 853 Peralta street, requesting reimbursement for teeth which were knocked out in the course of his duties as laborer in Department of Public Works, Bureau of Water.

Which was read and referred to the Committee on Finance.

Mr. Weir presented

No. 3212. An Ordinance approving the prayer of a petition for the annexation of a tract of land now in

the Township of Ross into the City of Pittsburgh.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 3213. An Ordinance providing for a contract or contracts for the construction of concrete steps and appurtenances thereto at various locations in the City of Pittsburgh, and for the payment of the costs thereof.

Also

No. 3214. An Ordinance providing for a contract or contracts for the construction and reconstruction of sewers, at various locations in the City of Pittsburgh, and all other work necessary in connection with the drainage areas served by the sewers, and appropriating funds for the payment of the cost thereof, including engineering and other necessary expenses in connection therewith.

Which were read and referred to the Committee on Finance.

Mr. Wolk:

Mr. President:—May I have unanimous consent to make a statement with a proposal on a matter that I consider of utmost importance.

The Chair:

Is there objection to the request of Mr. Wolk? The Chair hears none, and permission is granted.

Mr. Wolk:

Mr. President: Maimonides, the great physician and scholar of the Twelfth Century, stated that there are eight ways of giving charity. The lowest form is to give grudgingly; the highest form is to give or lend of your substance to prevent poverty.

To cure and alleviate pain and suffering are great necessities and should be the concern of every right-thinking citizen. However, to prevent pain and suffering, to make your community clean and healthy so that disease and sickness shall be at a minimum should be the paramount objective of everyone.

We are now embarking on a most ambitious program for the betterment of the entire Pittsburgh area. Responsi-

ble representative citizens of our community are devoting their time, energy and capabilities enthusiastically to the realization of this objective.

The program, in great part, seeks the physical improvement of the area. The improvements sought should receive and, I believe, are receiving, the whole-hearted support of the people of the Pittsburgh area.

It is my opinion, however, that along with this program there must be developed at the same time a plan for the prevention of disease. Physical improvements are absolutely necessary, but become significant to the highest degree only if the community is a healthy place in which to work and live.

Recently, at the ninety-seventh annual session of the Pennsylvania Medical Society held in Pittsburgh, Doctor P. F. Lucchesi, reporting for the Society's Commission on Public Health stated as follows:

"Public Health in Pennsylvania has received very little serious attention. Little of the physician's talents has been given to preventive medicine or the health of the family, and very little to public health or the health of the community."

I came to this conclusion more than four years ago and determined quietly to do something about this problem for the Pittsburgh area. I was appalled by the small amount of money that is spent by the 129 communities of Allegheny County for the prevention of disease. If the residents of these various communities examined the budgets of their communities in this regard they would be shocked at the meagerness of the money allotted for this purpose. They would become so disturbed, I believe, that they would rise in righteous indignation and demand a plan, that would protect the health of their dear ones.

Why has the program for the prevention of disease been so difficult to achieve? There are four reasons. First, it requires considerable money each year to do a creditable job; second, the results cannot always be blueprinted; third, it requires the greatest co-ordina-

tion of activity on the part of all who can help, and fourth, really an extension of the third, such a program always meets the false objection that it is a violation of the principle of Home Rule.

Unfortunately the expression Home Rule is not always honestly defined. Its object is simple. When a power is properly lodged in a local government—and I say properly lodged—then the local government should also be given all the means to carry it out completely for the benefit of its people. But where the power should be lodged, in what division of the government, that is another question. Let me make myself absolutely clear. I am speaking of public health and the prevention of disease, paramount objectives of any enlightened community. I do assert emphatically that no community shall have the power to remain unclean and unhealthy at the expense of and to the great harm of her neighboring communities.

In the matter of public health and the prevention of disease, the governmental area to achieve this objective should be at least the geographical limits of the county.

Four years ago I came to certain definite conclusions about public health and the prevention of disease. I prepared a plan and revised it many times. The plan is general and requires elaboration as to details, but that is the job of experts. I have presented the plan to a few representative citizens of our community. I have been encouraged by the approval given to it, but I believe the time has come to have the searchlight of pitiless publicity placed upon our neglect to establish a sound program for the prevention of disease.

The title of my plan is "A Program of Industrial Medicine and Public Health for the Pittsburgh Area." I have confined myself to the subject of the prevention of disease in this area. As the plan will indicate, in an industrial community such as ours, one cannot separate industrial medicine from public health, they are intertwined.

The draft of the program which I will now submit to you was prepared shortly after the end of World War No. 2. It reads as follows:

A PROGRAM OF INDUSTRIAL MEDICINE AND PUBLIC HEALTH FOR THE PITTSBURGH AREA

THE GENERAL CHALLENGE

The war has forced recognition of the fact that the health of the industrial worker is among the most significant factors which condition the efficiency of industry. Both qualitatively and quantitatively the output of industry is greatly influenced by the physical and mental status of the worker. The events of the past few years and the observations relative to such pertinent problems as industrial absenteeism leave small doubt on this question.

An inevitable inference from the study of the current health problems in industry is the permanent character, or, better, the persisting threat of these problems. The fact that the pressures of war have given them unwonted prominence has enabled us to recognize in them only an exaggerated manifestation of difficulties which have long been with us which, only too often, may have been solved by the simple expedient of denying their existence. We can, however, no longer submerge our heads in the sand. The more rational course and, indeed, the only one now open is an intelligent scrutiny into the health threats which beset industry followed by appropriate preventive measures.

There is no implied criticism of present effort or of existing facilities which seek to safeguard the health of the worker. Some of the accomplishments already credited to industrial medicine are of heroic nature and proportion, but the existing facilities and the work carried on by their means are inadequate in magnitude.

Disease recognizes no geographical boundaries, nor is it a respecter of persons. With the development of rapid transportation, particularly by airplane, the protection of health becomes a matter not only of local and national concern but of international as well. Every passenger in a vehicle of transportation becomes a possible transmitter of germs. With the return of thousands of soldiers from germ-infested areas of the world, the danger of epidemic offers a challenge to na-

tional, state and local governments. No less a challenge will exist in the battle to set aright the minds of our youth disturbed and depressed by the awful experience of the war fought with ruthless and savage enemies. These returning men will again become a part of our industrial life with consequent greater physical and mental dislocations.

A small community, with its limited resources, cannot hope to cope with the serious health problems that confront it today, and certainly not with the more complicated ones that it will be forced to face inevitably in the future. Neither is a health department in a large city now able, unaided, to solve the problems that result from our complex way of industrial life. If this is so, how shall it meet the greater challenge of the future?

In the global war we waged we fought with all our resources. It was a total war in which we were engaged. While we fought furiously in one sector with all our strength, we had to continuously keep in mind the other fields of battle, ready to send and use our resources in case of a sudden menacing and unexpected attack. If this were not so, a victory in one place might be completely nullified by a crushing and devastating defeat in another sector that was momentarily neglected.

The fight against disease is a total war. The health enemies of man must be fought continuously on all fronts at the same time. While a community may emphasize for a period of time a particular disease and summon its strength to battle it, it must never lose sight of the other health problems for even a moment. Disease must be prevented and controlled by the use of all the resources at the community's command.

Health problems result and are complicated by the industrial character of our civilization. This is particularly true of America with its great industrial cities. The City of Pittsburgh, with its surrounding area, is one of the best examples. Here we have the workshop of the world, the arsenal of democracy, the great partnership between men and machinery, creating the things that man needs to make his life more full.

and at the same time, cutting him down by the health hazards that result from the industrial character of our community.

In agricultural areas or in any sparsely settled area, health problems are not serious. They are confined to each family and the ill health of one family does not affect any other. If a factory is erected in a sparsely settled community and a great infiltration of workers living near the factory results, new health problems arise and they become not family problems but community ones. As the area becomes more industrialized with the consequent increase and concentration of population, the health problems become more complex, with disturbing and often alarming effects upon the entire community. These health hazards result from inadequate housing, transportation and recreation facilities; lack of proper sanitation; noise; inadequate sewage disposal and garbage and refuse collection; water and atmospheric pollution; insects and rodents, and other causes arising from the concentration of population in industrial areas.

All these conditions affect the health of the worker. In fact almost 90% of absenteeism in plants is caused by health hazards outside the four walls of the plant, and these health hazards are either directly caused by industry, as in the case of stream pollution and air pollution, or indirectly caused through the concentration of workers living in the community and required by industry.

There are additional health hazards which result directly from physical conditions and operations within the working environment of the plant itself. These have been the concern of industrial management in the past. Much has been done but much still needs to be done. These health hazards result from abnormalities of air pressure, of temperature and humidity; dampness; defective illumination; air contamination of working environment by dust; fumes; mists; gases and vapors; poor plant sanitation; noise; exposure to radiant energy; infections; repeated motion, pressure shock, etc.; poisons, and lack of safety measures.

The conclusion is inevitable. The health of an industrial community is intertwined with industry. The worker is affected adversely by health hazards within the plant, and to a greater degree by those that exist outside the plant, but which result from the industrial character of the community. The workers are, in the main, the community. The industries could not exist without them and the community survives only through them. The population, as a whole, depends upon industry and the workers therein. Therefore, community health hazards are industrial health problems, and they must be fought through industry and the worker in industry as well as in the community at large.

If we are to carry on a total war against disease we must enlist the continuous cooperation of all who are in a position to help. We must marshal all our forces and resources for victory against the health enemies of man.

If this end is to be attained in an industrial community, we must summon the co-ordinated efforts of industrial management, labor, a medical school, the hospitals and other agencies active in the field of industrial and public health, local, state and federal governments, the medical profession and the responsible lay leadership of the community to wage continuous war to prevent and control disease. Only through such teamwork can we hope to achieve our objective.

SPECIFIC CHALLENGE TO PITTSBURGH

Pittsburgh is an industrial center whose importance is probably second to no other. It is the hub of an industrial area employing huge numbers of men engaged in a wide variety of productive effort. Yet Pittsburgh has only the most meager facilities to preserve and promote their health. It has gone only a part of the way which it must travel to bring its workers to a point of greater relative security for their most vital productive asset. The medical school, the clinical and the research facilities have not expanded commensurately with the existing and crying need. In fact, the Industrial Hygiene Foundation, a national organ-

ization which has its seat in Pittsburgh, is forced to conduct a measure of its research in industrial hygiene in other centers such as the Saranac Laboratory, the Harvard School of Public Health, and the University of Pennsylvania. This unfortunate lack of facilities permits only one solution. If Pittsburgh is the greatest industrial center of the nation, it must perforce become the greatest industrial medical and public health center in the country. This is not a hope dictated by sentimentalism or by an academic civic pride; it is sheer, practical, concrete necessity.

The need is obviously urgent. It is an established need which has gone beyond the phase of tentative discussion and uncertain debate. Leadership in industrial medicine and public health has become an unavoidable accompaniment to leadership in industry and labor.

PROPOSAL

A. Creation of a School of Industrial Medicine and Public Health

This school will be subsidiary to the School of Medicine of the University of Pittsburgh. It should be endowed with adequate and proper facilities to undertake the necessary educational program, to perform the needed research, and to conduct the clinical work required.

The major fields encompassed by the work of the School of Industrial Medicine and Public Health will necessitate the establishment in it of these divisions: (a) The Research Division; (b) The Educational Division; and (c) The Clinical Division.

The Research Division will conduct research in those phases of industrial medicine and public health pertinent to the situation in the Pittsburgh area. The medical research will have immediate utilitarian aspects as well as phases which will require prolonged research before practical applications are feasible. In addition, this division will coordinate medical research by other medical institutions in the area so as to avoid duplication of effort, and will serve as a local clearing-house on pertinent medical research being conducted in other parts of the world. All such findings will be trans-

lated into terms of concrete applicability as they become available.

Cooperative arrangements now in effect between the University of Pittsburgh Medical School and the Industrial Hygiene Foundation of America will be expanded.

The questions of industrial and community health which affect the worker will form the basis of the curriculum of the Educational Division. Instruction of undergraduate character will be given to medical students, nurses, and industrial hygiene engineers. Graduate instruction will be given to interested physicians and other qualified students. Upon definition of the specialty requirements in industrial medicine and public health, appropriate courses of study will be determined and fellowships created.

In addition to professional instruction, lay instruction will be provided. Simple health facts, attractively presented, will be prepared in pamphlet form for distribution through industrial plants to industrial workers and families. The name of the industrial firm concerned will appear on the material. Films and posters will be made available for use in industry and in the community. Lay courses in industrial hygiene and public health may be developed and offered.

The development of a program of Industrial Medicine and Public Health will require adequate clinical facilities for the study of various diseases. The Clinical Division will be entrusted with the investigation of clinical cases and will collaborate with the other divisions so as to increase the fund of clinical knowledge as well as extend and improve the means of prophylaxis and therapy for industrial and other illness. This Division will have adequate and appropriate hospital and laboratory facilities for the prosecution of its work. To this clinic, difficult cases may be referred by industry and others for service, observation and study.

The School of Industrial Medicine and Public Health will perform these services for the common good of industry, labor and the community.

B. Provide Service to Industry and the Community.

For the collection and dissemination of information and the enforcement of necessary industrial health regulations, industry is constantly besieged by numerous agencies. Such duplication and overlapping of contacts discourage co-operation on the part of the employer and employee. In order to avoid confusion and to safeguard industrial management and employees from being bothered by numerous agencies, governmental and non-governmental, one agency will make arrangements for whatever service is required. Thus, an industrial establishment need contact only one agency. The logical placement for a service of this nature is a local division of industrial hygiene in the local department of health, but a department of health should cover a much greater geographical area than it does at the present time in Pennsylvania. The State should be divided into local departments of health on the basis of serving needs. The smallest department of health should be co-extensive with a County.

Various local health inspectional and clinical activities will belong in this division.

To make the work of the proposed local division of industrial hygiene more effective, it is contemplated that a cooperative arrangement will be established between it and the agencies active in the field of industrial hygiene.

The major responsibility for the maintenance of healthful working conditions at the plant remains and should remain with management. Insofar as health conditions outside the plant are concerned, the local department of health must have major responsibility, in cooperation with state and federal health agencies. The local division of industrial hygiene will maintain a continuous inventory on health hazards. Such an inventory will show at what points aid and control measures are needed in the community, and will provide information requisite for the enactment of intelligent control measures.

Continuous vigilance from both directions is necessary to achieve the objective of this proposal.

C. Coordinating Board

In order to integrate the foregoing program, a board shall be created consisting of representatives of industry, labor, the University of Pittsburgh Medical School, the hospitals, and the agencies active in the field of industrial hygiene, local and state governments, the medical profession and the general public.

It shall be the function of this board to advise in the development and presentation of a coordinated program of industrial medicine and public health for the Pittsburgh area.

EXPECTED RESULTS

A. The field of industrial medicine and hygiene is relatively new. Live attention is now directed to this field. Pittsburgh is unique in having a combination of conditions favorable to the development of this kind of activity here. Therefore, it is anticipated that once successful work has been initiated, those interested in medicine, plant engineering, industrial management, and other related fields will come here from every state of the nation and from other countries to study, observe, and receive counsel.

B. The Pittsburgh area will become a healthier community in which to live and work.

C. Industry in the Pittsburgh area will be able to keep its personnel in as good condition as it now keeps its machinery and equipment.

D. Given the above conditions, new industries will be attracted to the Pittsburgh area, providing for it the desired industrial diversification.

E. Cooperative endeavor by management and organized labor on a common interest, such as health, which accrues to the benefit of both parties, will be a favorable factor in industrial labor relations.

Mr. Leonard:

Mr. President: I was interested in Mr. Wolk's remarks.

Mr. Leonard moved

That a copy of Mr. Wolk's remarks be sent to the National Association of Manufacturers, locally and throughout the State, and that a copy be sent to the Pittsburgh Chamber of Commerce.

Mr. Wolk:

Mr. President: I do not ask for any motion at this time. I ask that you read it.

Mr. Gallagher:

Mr. President: I think the motion is timely. Mr. Wolk's statement deals with the hazards of industry and he points out where industry should act for the betterment of the health of its employees, and I think that this motion should be passed by this Council, and a copy sent to the Manufacturers' Association and a copy to the Chamber of Commerce because the remarks deliberately point where the fault is in industry in health.

I can go back thirty or forty years in my experience where organized labor fought the condition in the legislatures. Fought to do away with occupational disease and various other ailments from different occupations, and I think the remarks that Mr. Wolk has in his paper are timely. I agree with Mr. Leonard's motion and I second the motion.

Mr. Leonard:

Mr. President: I was glad to hear Mr. Wolk. I just attended and just came from a meeting where this question has been taken up. I read in the paper where the City of Boston and labor groups are taking up the matter along the same line. I would like to read it, and being a matter of public record of City Council, it makes it public business, and that is the reason I made the motion in particular. The National Association of Manufacturers and the labor groups have had this condition, as Mr. Gallagher has explained, and I think this Council should also extend the public record to the Chamber of Commerce of the City of Pittsburgh. Personally, I think Mr. Wolk has a lot of good ideas in his remarks without going any further. I know that the labor organ-

izations for years have been fighting for the elimination of industrial disease. I know they will do their part, and that is the reason I suggest that the National Association of Manufacturers, in particular, have the remarks that have been made in this record in City Council.

Mr. Weir:

Mr. President: I would like to suggest, with Mr. Leonard's approval, a slight amendment. I observed in Mr. Wolk's report he stated that 90% of these diseases come from outside the plants. 90% come from the outside. He also said that some eminent medical authority, the name I cannot recall at the moment, deplored the condition of Pennsylvania as a whole with respect to public health. As a matter of fact it is rather interesting. Pennsylvania, among the forty-eight states happens to stand forty-second with respect to public health, and I think, perhaps Mr. Leonard might include the Governor of Pennsylvania among those who should receive a copy of this report, and I merely suggest that Mr. Leonard's motion include the Governor of the State of Pennsylvania, which has such a deplorable record.

The Chair:

If there are no objections, that is agreed to.

Mr. Wolk:

Mr. President: I have no objection. After I had made this statement and proposal I had hoped that every member would read it carefully and then the following week I intended to do exactly what Mr. Leonard is doing today except much more extensively. I was going to ask that a copy, if Council saw fit, not only was sent to the ones he suggested but to everybody that I mentioned who are in any way connected with public health problems: industrial management, labor unions, medical school, hospitals, the various communities and all those institutions who are trying to do something in public health matters. I have no objection to what Mr. Leonard has said, but I would suggest that copies be sent to such others as Council may see fit after it has been printed.

Mr. Leonard: Mr. President: I made that motion for the reason that this City in particular, among its labor organizations, is interested in this question. On Thursday night one of the big labor organizations will probably meet and this question may come up. I think it is important when they are in convention that they receive it and as it is a public record that this Council goes ahead and sends these remarks to the Manufacturers' Association and the people who have been in industry for years, and my opinion is that you ought to go ahead

and send these remarks as soon as possible.

And the question recurring on the motion as amended, the motion prevailed.

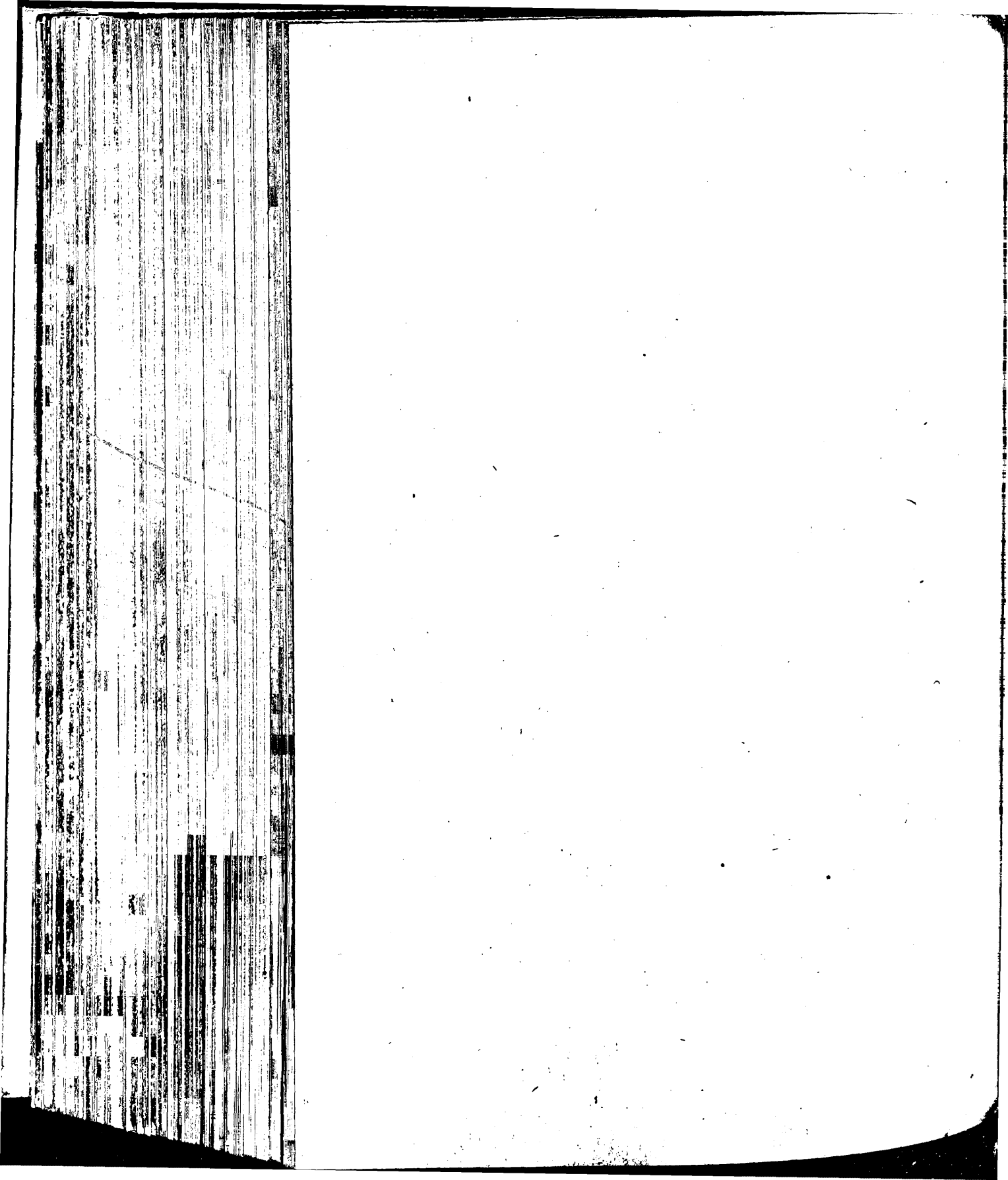
Mr. Weir moved

That the Minutes of Monday, October 6, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, October 20, 1947.

No. 44.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, October 20, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

PRESENTATIONS

Mr. Demmler presented

No. 3215. An Ordinance transferring the sum of \$1850.00 from C. A. Nos. 1745 and 1780 to C. A. Nos. 1753, 1785 and 1788 in the Bureau of Water, Department of Public Works.

Also

No. 3216. Communication from the Department of Public Works requesting permission for C. F. Drake, Superintendent of the Filtration Division, Bureau of Water, and party of two additional men, to make an inspection of the Clarion River and its water shed on October 24 and 25, 1947.

Which were read and referred to the Committee on Finance.

Also

No. 3217. An Ordinance providing for a contract or contracts for repairing, insulating and painting City water mains and their appurtenances suspended from the South Tenth Street Bridge, and for the payment of the costs thereof.

Which was read and referred to the Committee on Filtration and Water.

Also

No. 3218. Petition for elimination of health menace at the plant of Suisman Burlap and Sack Company, 1903-05-07 Tustine street.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Duff presented

No. 3219. Resolution authorizing and directing the Collector of Delinquent Taxes to exonerate all City taxes and water charges against 108½ acres of land assessed against Hampton Hall Improvement Company and Phillips Avenue Improvement Company, or their predecessors, situate in the 19th Ward, for the years 1932-1941, inclusive, and to satisfy tax liens thereon, and charging the costs to the City of Pittsburgh.

Also

No. 3220. Communication from the City Treasurer submitting statement of the collection of delinquent taxes for the period October 1 to October 15, 1947; also statement of the collection of the accounts of the City Solicitor.

Which were read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3221. An Ordinance amending a portion of Section 65, Bureau of

Refuse, Department of Public Works, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Also

No. 3222. An Ordinance transferring \$2,000.00 from Code Account Nos. 1655-4, 1655-6 and 1655-7, to Code Account No. 1655-5, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works.

Also

No. 3223. An Ordinance transferring the sum of \$3,200.00 from Code Account Nos. 1603 and 1609, to Code Account No. 1655-2, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works.

Which were severally read and referred to the Committee on Finance.

Also

No. 3224. An Ordinance providing for a contract with the Pittsburgh & West Virginia Railway Company for the use of certain of its property adjoining Glenbury street in the 32nd Ward, Pittsburgh, Pa.

Also

No. 3225. An Ordinance providing for a contract or contracts for the reconstruction of the 24" T. C. Pipe Sewer on South 24th Street, between Wharton street and Sidney street, including all other work necessary in connection with the drainage served by this sewer, and appropriating funds for the payment of the cost thereof.

Also

No. 3226. An Ordinance widening Sorento street between points 81.02 feet and 184.39 feet south of Minott street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 3227. An Ordinance au-

thorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. ----- \$1,000.00 of said amount to be transferred into Code Account No. 1483, Miscellaneous Services, and \$4,000.00 into Code Account No. 1484, Supplies both of the latter accounts being assigned to the Bureau of Building Inspection.

Also

No. 3228. An Ordinance amending a portion of Section 48, Bureau of Building Inspection, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Also

No. 3229. An Ordinance authorizing the issuance of a warrant in favor of Fritz Kubitz in the sum of \$300.00 for services rendered the Bureau of Building Inspection without previous authority of law.

Also

No. 3230. Communication from the City Controller submitting audit report of the Bureau of Building Inspection, Department of Public Safety.

Also

No. 3231. Communication from the City Controller submitting audit report of the Bureau of Police, Department of Public Safety.

Which were severally read and referred to the Committee on Finance.

Also

No. 3232. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one cab and chassis and one sedan delivery truck for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 3233. Communication from the Department of Lands and Buildings advising of extra work on contract for surfacing roadway leading into building occupied by the Bureau of Traffic

Planning at 617 Second avenue, amounting to \$50.00.

Also

No. 3234. An Ordinance authorizing the transfer of \$850.00 from and to certain Code Accounts within the Department of Lands and Buildings and the Department of Public Works.

Which were read and referred to the Committee on Finance.

Also

No. 3235. Resolution authorizing and directing the Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of Lot No. 124 on Oltman street, 20th Ward, to Andrew J. Dudash and Helen M. Dudash, his wife, for the sum of \$300.00 in accordance with Act 514 of 1947, and paying the cost of court proceedings from Trust Fund, D. T. W. L. to be repaid to said fund from the sale price.

Also

No. 3236. Resolution authorizing and directing the Department of Law to petition Common Pleas Court for the sale of Lot Nos. 1735, 1737 and 1738 on Fordham avenue, 19th Ward, to John M. Santoro for the sum of \$600.00, in accordance with Section 1 of the Act of 1937, P. L. 787, as amended, and authorizing and directing the proper officers of the City upon confirmation by the Court to satisfy of record all tax and municipal claims against the property, and charging the costs to the City of Pittsburgh.

Also

No. 3237. Resolution authorizing and directing the Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of Lot No. 163 on Brook street to Peter G. Bonacci and Betty Bonacci, his wife, for the sum of \$200.00 in accordance with Act 514 of 1947, and paying the cost of court proceedings from Trust Fund, D. T. W. L., to be repaid to said fund from the sale price.

Also

No. 3238. Resolution amending Resolution No. 207, approved August 22, 1946, authorizing the sale of Lot No. 58 on Viruth street, 27th Ward, to

John T. Kane and Mary M. Kane, his wife, for the sum of \$650.00, by striking out the words "under the Act of May 21, 1937, as amended," and inserting in lieu thereof the words "under Act No. 514 of July 5, 1947."

Also

No. 3239. Resolution amending Resolution No. 160, approved July 11, 1947, authorizing the sale of Lot Nos. 533 and 534 on Hollywood street, 28th Ward, to R. W. Humphreys, for the sum of \$200.00, by striking out the purchase price of "\$200.00" and inserting in lieu thereof the price of "\$400.00," and also by striking out the words "under the Act of May 21, 1937, P. L. 787, as amended" and inserting in lieu thereof the words "under Act No. 514 of July 5, 1947."

Also

No. 3240. Resolution amending Resolution No. 161, approved July 11, 1947, authorizing the sale of Lot Nos. 377 and 378 on Arnold street, 28th Ward, to R. W. Humphreys, for the sum of \$300.00, by striking out the words "under the Act of May 21, 1937, P. L. 787, as amended" and inserting in lieu thereof the words "under Act No. 514 of July 5, 1947."

Also

No. 3241. Resolution repealing Resolution No. 158, approved July 11, 1947, authorizing the sale of Lot Nos. 579, 580 and 581 on Hollywood street, 28th Ward, to R. W. Humphreys, for the sum of \$240.00.

Also

No. 3242. Resolution repealing Resolution No. 189, approved August 8, 1947, authorizing the sale of Lot Nos. 531 and 532 on Hollywood street, 28th Ward, to R. Will Humphreys for the sum of \$200.00.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 3243. An Ordinance transferring the sum of \$7,100.00 from Code Account Nos. 1800, 1809, 1816, 1818, 1822, 1824, 1828 and 1830 to Code Account Nos. 1801, 1802 and 1804, all

within the Department of Parks and Recreation.

Which was read and referred to the Committee on Finance.

Mr. Weir presented

No. 3244. Communication from the Department of Public Health asking permission for Dr. H. J. Benz, Superintendent of the Bureau of Child Welfare to attend the Pennsylvania Public Health Association meeting in Harrisburg on October 31 and November 1, 1947.

Also

No. 3245. Communication from the Department of Public Health asking permission for Miss Katherine Hare, Supervising Field Nurse in the Bureau of Child Welfare to attend the 43rd Annual Convention of the Pennsylvania State Nurses Association in Philadelphia October 20 to 22, 1947.

Which were read and referred to the Committee on Finance.

The Chair presented

No. 3246. An Ordinance transferring \$2,000.00 from Code Account No. ----- to Code Account No. 1363, Materials, and No. 1365, Equipment, Bureau of Accounts and Administration, Department of Lands and Buildings.

Also

No. 3247. Communication from Mrs. Lydia Boehm, 6422 Howe street, complaining of increase in water rents in 1947 over 1946.

Also

No. 3248. Communication from Brotherhood of Painters, Decorators and Paperhangers, District Council Number One, advising of new wage scale for Painters.

Also

No. 3249. Communication from Mrs. Mary D. Connors, 237 Shaler street, relative to tax delinquency on the above property.

Also

No. 3250. Communication from Leonard Krzeminski, 127 41st Street, asking to be reimbursed for medical services rendered on account of injuries at Arsenal Recreation Park on

July 5, 1946.

Also

No. 3251. Communication from Edward Atkinson, Storekeeper, Bureau of Water, requesting adjusting of rate of wages for storekeepers and Clerk in the Bureau of Water.

Also

No. 3252. Communication from N. H. Marotta, 1005 Mt. Royal Boulevard, requesting adjustment of water bill.

Which were severally read and referred to the Committee on Finance.

Also

No. 3253. Communication from C. W. Stafford, 1405 Saw Mill Run Boulevard, relative to stormsewer which empties into back portion of his lot.

Also

No. 3254. Communication from Ray H. Steeb, 2801 Sageman avenue, 19th Ward, relative to the paving of Sageman avenue.

Which were read and referred to the Committee on Public Works.

Also

No. 3255. Communication from Beechview Board of Trade, Inc., requesting a hearing regarding swimming pool and playground for Beechview.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Also

No. 3256. Petition from property owners in and about the neighborhood of Maysville avenue, 19th Ward, protesting against Mr. Diels, 512 Dunster street, owner of chickens exceeding 300 and complaining of the unsanitary conditions.

Which was read and referred to the Committee on Health and Sanitation.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3257. Report of the Committee on Finance for October 14, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3183. An Ordinance entitled, "An Ordinance transferring \$1,000.00 from Code Account No. 1066, Repairs, City Treasurer, and \$500.00 from Code Account No. 1064-1, Materials, Department of City Treasurer to Code Account No. 1064, Supplies, Department of City Treasurer."

Which was read.

Also

Bill No. 3187. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of traffic signal cable for the Downtown Signal System and authorization for the installation of this new cable for the Bureau of Traffic Planning, Department of Public Safety, and for the payment of the cost thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3014. An Ordinance entitled, "An Ordinance transferring the sum of \$10,000.00 from C. A. 1228, Salaries, Regular Employees, Tuberculosis Hospital, Department of Public

Health, and \$32,000.00 from Code Account ----- to Code Accounts 1230, 1230-1, 1230-2, 1231, 1231-1, 1231-5, 1232 and 1234."

In Finance Committee, October 14, 1947, bill read and amended in Section 1 by inserting as shown in red; in the title by inserting in blank space the number "1443," and by inserting the following Whereas clause:

"WHEREAS, A certificate of Emergency has been signed by the Mayor and the City Controller relating to this matter; Now, therefore,"

and as amended ordered returned to Council with an affirmative recommendation, subject to the declaration of an emergency by the Mayor and the City Controller.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

That the bill be laid over pending receipt of declaration of emergency.

Which motion prevailed.

Also

Bill No. 3186. An Ordinance entitled, "An Ordinance transferring \$50,000.00 from Code Account ----- to the following Code Accounts of the Bureau of Traffic Planning, Department of Public Safety, \$20,000.00 to Code Account 1496, Equipment, and \$30,000.00 to Code Account 1490, Miscellaneous Services, for the furnishing, delivery and installation of traffic signal cable of the Downtown Traffic Signal System to replace traffic signal cable which has become defective."

In Finance Committee, October 14, 1947, bill read and amended in Section 1 as shown in red; in the title by inserting in blank space the words, "1461, Salaries, Regular Employees, Bureau of Fire," and by inserting the following Whereas clause:

"WHEREAS, A certificate of Emer-

gency has been signed by the Mayor and the City Controller relating to this matter; Now, therefore,"

and as amended ordered returned to Council with an affirmative recommendation, subject to the declaration of an emergency by the Mayor and the City Controller.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

That the bill be laid over pending receipt of declaration of emergency.

Which motion prevailed.

Also

Bill No. 3184. Resolution authorizing and directing the City Solicitor to satisfy D. T. D. 7365 January Term, 1947, being lien for 1943, 1944 and 1945 City taxes against the Pittsburgh School Board on the Mount Albion School property, Butler street, 10th Ward, for the reason that this property has been certified exempt for the years in question by the Board of Property Assessment, Appeals and Review, and authorizing and directing the Collector of Delinquent Taxes to strike these charges from the tax books.

Which was read.

Also

Bill No. 3198. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$150.00 in full settlement of unpaid metered water charges against the property of Beatrice McBride, 9 Avon way, 5th Ward, for the 2nd, 3rd and 4th quarters of 1943, and for the years 1944, 1945 and 1946.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final pass-

age the ayes and noes were taken and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 3199. Resolution authorizing the issuing of a warrant in favor of the Pittsburgh Outdoor Advertising Company in the sum of \$28.20, refunding amounts paid for permits for the erection of signs which were not located in the City of Pittsburgh, and charging same to Code Account No. 43-1, Refunds, Fines, etc.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 3258. Report of the Committee on Public Works for October 14, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3035. An Ordinance entitled, "An Ordinance authorizing and

directing the Grading, Paving and Curbing of Kent way from Fifty-third street to Fifty-fourth street, including installation of house laterals and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 3036. An Ordinance entitled, "An Ordinance widening Heron avenue at the intersection of Bedford avenue and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher,	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And there being three fourths of the votes of Council in the affirmative, the bills passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Stewart presented *

No. 3259. Report of the Committee on Parks, Recreation and Li-

braries for October 14, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3195. An Ordinance entitled, "An Ordinance providing for a contract or contracts for certain reconstruction work on the premises of Warrington Playground and Flinn Playground in the Department of Parks and Recreation, and for the payment of the costs thereof."

Which was read.

Also

Bill No. 3196. An Ordinance entitled, "An Ordinance amending paragraphs (b) and (c) of Section 1 of an Ordinance entitled, 'An Ordinance authorizing and directing the Mayor and the Director of the Department of Parks and Recreation, on behalf of the City of Pittsburgh, to lease to the Pittsburgh Garden Center a portion of the garage in Mellon Park for a period of twenty (20) years, commencing on October 1, 1947, in consideration of lessee's making improvements thereto,' approved September 10, 1947."

Which was read.

Mr. Stewart presented

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. McArdle presented

No. 3260. Report of the Committee on Lands, Buildings and Housing for October 14, 1947, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3188. Resolution ordering and directing the office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Adam A. and Margaret M. Geisler all those certain lots situate in the 20th Ward, being lot Nos. 29 and 30 on Haas street, and Lot Nos. 88 and 89 on Middletown road, all in the Charles Haas Plan, for the sum of \$625.00, in accordance with Act No. 514 of 1947, the cost of the court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3189. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Joseph and Emma Borandi all that certain lot in the 13th Ward, being Lot No. 43 on Frankstown avenue, in the Parchment Addition Plan for the sum of \$500.00, in accordance with Act No. 514 of 1947, the cost of the court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3190. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Sebastian Delpercio and Loretta Delpercio all those certain lots in the 19th Ward, being Lot Nos. 111, 112, 113 and 114 on Dawn avenue, in the Belleville Plan, for the sum of \$400.00, in accordance with Act No. 514 of 1947, the cost of the Court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3191. Resolution amending Resolution No. 48, approved March 20, 1947, authorizing the sale of Lot No. 15 on Lincoln avenue to Anthony D. Abbate and Marietta M. Abbate for the sum of \$700.00 by striking out the words, "under the Act of May 21, 1937, P. L. 787, as amended," and inserting in lieu thereof the words, "under Act No. 514 of July 5, 1947."

Which was read.

Also

Bill No. 3192. Resolution amending Resolution No. 148, approved July 7, 1947, authorizing the sale of Lot Nos. 659 and 660 on Highman street to Charles W. and Mary Bartsch for the sum of \$700.00 by striking out the words "under the Act of May 21, 1937, P. L. 787, as amended," and inserting in lieu thereof the words "under Act No. 514 of July 5, 1947," the purchaser to pay the costs of all proceedings under the Act of 1947.

Which was read.

Also

Bill No. 3193. Resolution amending Resolution No. 218, approved August 30, 1946, authorizing the sale of Lot No. 30 on McClure avenue to Maurice L. and Helen Reynolds for the sum of \$650.00 by striking out the words "under the Act of May 21, 1937, P. L. 787, as amended," and inserting in lieu thereof the words, "under Act No. 514 of July 5, 1947."

Which was read.

Also

Bill No. 3194. Resolution repealing Resolution No. 148, approved July 7, 1947, authorizing the sale of Lot No. 80 on Fallowfield avenue to William J. Francis for the sum of \$450.00.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage

the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Wolk moved

That after the printing of the

statement and program of Industrial Medicine and Public Health for the Pittsburgh area, the Clerk be directed to forward a copy to all persons whose names are furnished to him by the members of Council.

Which motion prevailed.

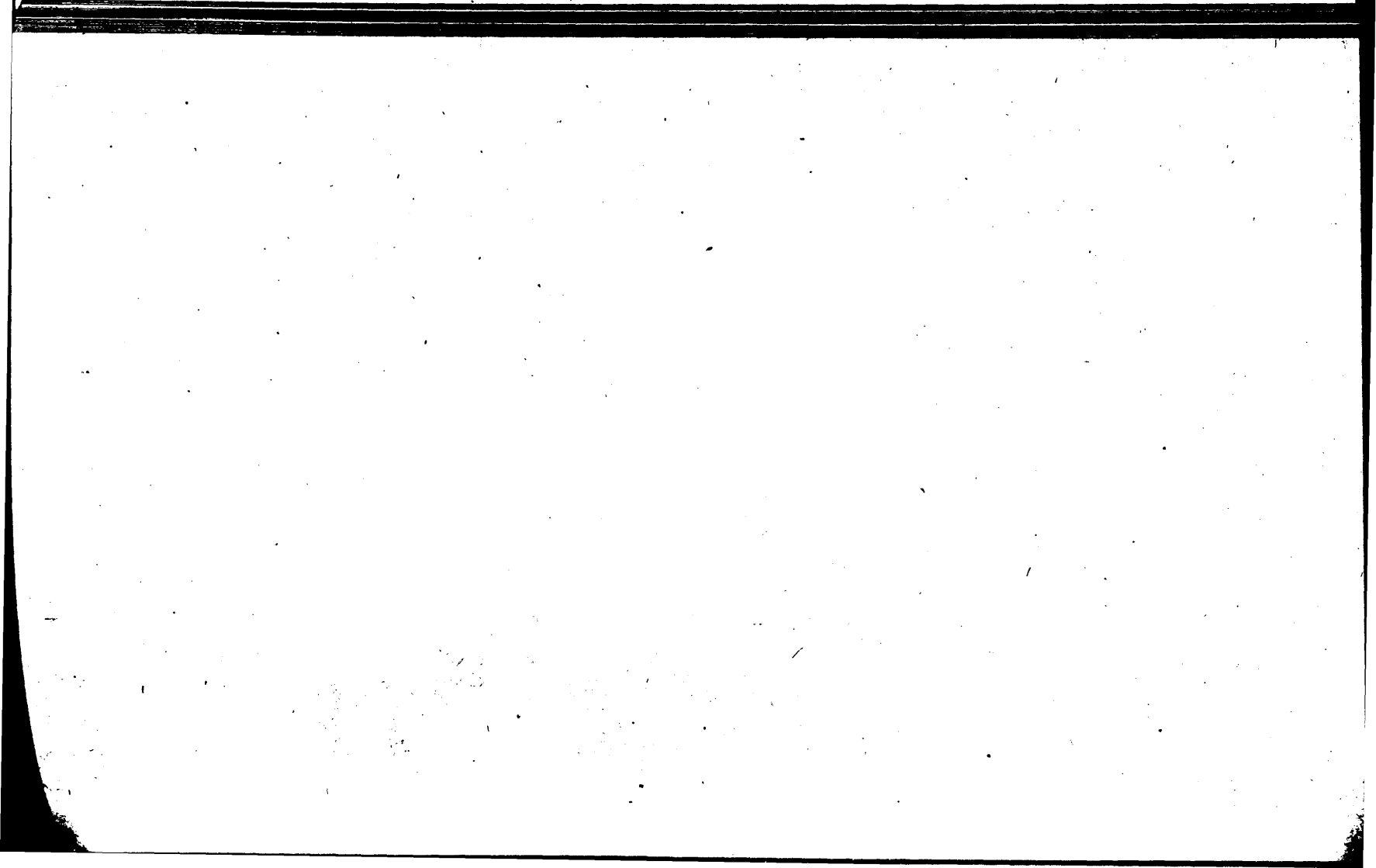
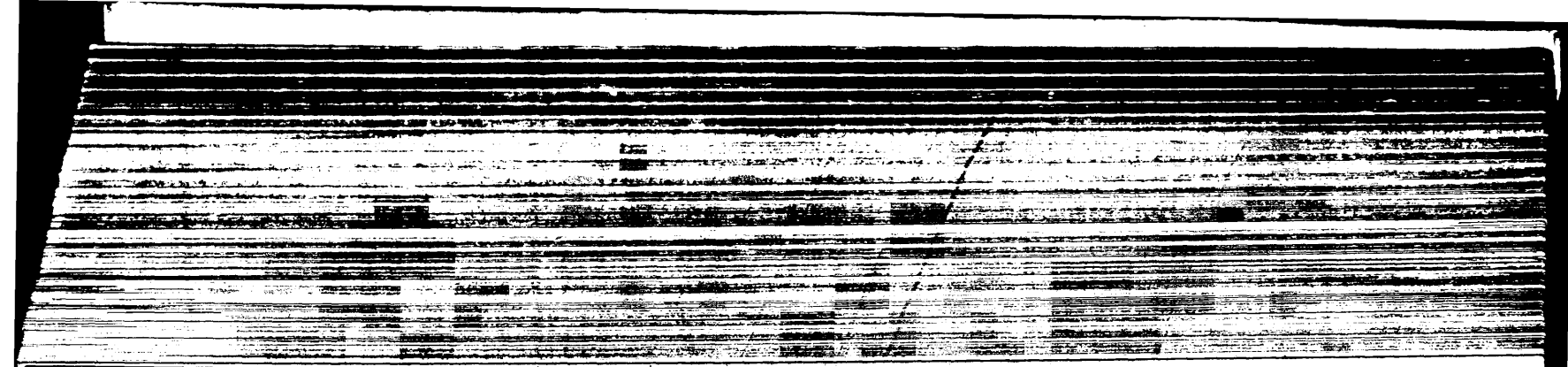
Mr. Weir moved

That the Minutes of Council of Tuesday, October 14, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, October 27, 1947.

No. 45.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, October 27, 1947.

The Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

PRESENTATIONS

Mr. Demmler presented

No. 3261. An Ordinance transferring the sum of \$2,500.00 from C. A. 1755 to C. A. 1772 in the Bureau of Water, Department of Public Works.

Which was read and referred to the Committee on Finance.

Also

No. 3262. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 2 Soot Blowers for the Bureau of Water, Department of Public Works, and for the payment thereof.

Also

No. 3263. Petition of residents

of the Westwood District, 28th Ward, requesting improvement in their present water supply.

Which were read and referred to the Committee on Filtration and Water.

Mr. Duff presented

No. 3264. An Ordinance authorizing and directing the Mayor to execute, on behalf of the City of Pittsburgh, an agreement with the Public Parking Authority of Pittsburgh, providing for a loan by the City of Pittsburgh to the Public Parking Authority of Pittsburgh in the sum of \$75,000.00 for the establishment of off-street parking facilities.

Also

No. 3265. An Ordinance appropriating and setting aside the sum of \$75,000.00 from Code Account No. ----- into Code Account No. -----, Public Parking Authority of Pittsburgh, to provide funds for a loan to Public Parking Authority of Pittsburgh for administration expenses and costs of preliminary plans, and providing that this amount will be restored to Code Account No. ----- from the proceeds of the sale of bonds.

Also

No. 3266. An Ordinance authorizing and directing the Mayor to issue, and the City Controller to countersign, a warrant in favor of the Public Parking Authority of Pittsburgh in the sum of \$75,000.00 as a loan to the Public Parking Authority of Pittsburgh.

Also

No. 3267. An Ordinance exempting the position of Planning Engineer, as created by Ordinance No. 497, approved December 31, 1937, from

the requirements of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, and authorizing the City Planning Commission of the Department of City Planning to employ an individual who does not meet the residence requirements of the said ordinance.

Also

No. 3268. An Ordinance amending portions of Sections 2, 11, 12 and 15 of Ordinance No. 393, entitled, "An Ordinance authorizing the City of Pittsburgh to enter into contracts with Banks and Trust Companies located in and doing business in the City of Pittsburgh, Commonwealth of Pennsylvania, for the deposit of moneys of the said City in the Banks and Trust Companies, providing for the deposit of securities to guarantee the moneys deposited and the payment of interest on said deposits," approved October 1, 1946

Also

No. 3269. An Ordinance transferring the sum of \$30,000.00 from Code Account No. 1, Interest on Loans, to Code Account No. 42, Contingent Fund.

Also

No. 3270. An Ordinance transferring \$15,000.00 from Code Account No. ----- to Code Account No. 44-M, Workmen's Compensation Fund.

Also

No. 3271. Resolution authorizing and directing the City Solicitor to satisfy liens Nos. M. L. D. 87 April Term 1933 \$750.00 for grading, paving and curbing of Independence street and M. L. D. 96 April Term 1933 \$300.00 for Independence street Sewer filed against property of Christian Lampe, 20th Ward, and charging the costs to the City, said property having been dedicated for street purposes.

Also

No. 3272. Resolution authorizing and directing the City Solicitor to mark satisfied without payment the lien filed against Christian Lampe at M. L. D. 86 April Term, 1933 in the face amount of \$2,000.00, and charging the costs to the City.

Also

No. 3273. Resolution authorizing the Mayor and the City Controller to endorse check made payable to the Civic Club of Allegheny County and the City of Pittsburgh in the amount of \$220.00 over to the Civic Club of Allegheny County.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3274. An Ordinance transferring the sum of \$2,700.00 from Code Account No. 1500 to Code Account Nos. 1502, 1504 and 1505 in the Director's Office, Department of Public Works.

Also

No. 3275. An Ordinance providing for a contract or contracts for the resurfacing of City streets with asphaltic materials furnished by the City under existing contracts, and the work incidental thereto, including regrading and recurbing, and for the payment of the cost thereof.

Also

No. 3276. An Ordinance authorizing the issuance of a warrant in favor of the Duquesne Light Company in the sum of \$60,179.67 in payment for street lighting service furnished during the month of October, 1947, for the benefit of the City without previous authority of law.

Also

No. 3277. An Ordinance authorizing the issuance of warrants in favor of Allegheny Building and Supply Company for \$1,250.00 and Allegheny Construction Equipment Company for \$522.13 in payment for extra work performed on contract and equipment rental in the Department of Public Works, for the benefit of the City without previous authority of law.

Which were severally read and referred to the Committee on Finance.

Also

No. 3278. An Ordinance setting aside and dedicating certain property of the City of Pittsburgh for public use for highway purposes for the widening of North Highland avenue.

Also

No. 3279. An Ordinance accepting the dedication of property for the widening of Shady avenue at the intersection of Landview avenue and at the intersection of Ventner way, as shown on the "Viewland Plan of Lots-Revision No. 1" in the Fourteenth Ward of the City of Pittsburgh, laid out by Louis L. Gondelman, and widening Shady avenue in conformity therewith.

Also

No. 3280. Petition for the grading, paving and curbing of Columbo street, from Mossfield street to Schenley avenue.

Also

No. 3281. An Ordinance authorizing and directing the grading, paving and curbing of Columbo street, from Mossfield street to Schenley avenue, including the installation of house sewer laterals and other work incidental thereto, and, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 3282. Communication from Harvey J. Scott, Superintendent, Bureau of Police, asking reimbursement for William Edwards in the sum of \$28.47 for repairs to automobile which was damaged as a result of police officer Ted Walters asking said Mr. Edwards to assist a stalled car.

Also

No. 3283. Communication from the Department of Public Safety submitting claim of A. J. Kamyk, 133—43rd street, requesting reimbursement for repair to fender of his automobile parked in front of his home allegedly damaged by two patrolmen who were chasing automobile thieves in the vicinity.

Which were read and referred to the Committee on Finance.

Also

No. 3284. Communication from the Director of the Department of Public Safety expressing appreciation for Council's action in providing money to defray the expenses of the Police and Fire Band to Baltimore, Maryland, and submitting a photograph of the Band taken at Baltimore, Maryland.

Which was read, received and filed.

Mr. McArdle presented

No. 3285. Resolution authorizing and directing the Law Department to petition the Court for the sale to John Grohol and John G. Grohol, Jr., all those certain lots or pieces of ground situate in the 27th Ward, being Lot Nos. 18 to 22, inclusive, on Marshall avenue in the L. H. Smith Plan for the sum of \$1,000.00, and upon confirmation by the Court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property.

Also

No. 3286. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Amelio Velenosi and Emidia Velenosi, his wife, all those certain lots or pieces of ground situate in the 28th Ward, being Lot No. 263 and a portion of Lot No. 264 on Sanborn street, in the Ideal No. 1 Plan for the sum of \$350.00, in accordance with Act No. 514 of 1947, the cost of court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3287. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Michael Pavlic and Dorothy Pavlic, his wife, all those certain lots situate in the 16th Ward, being Lot Nos. 26 and 27 on Daniels street, in the S. P. Hollis Heirs Plan for the sum of \$400.00, in accordance with Act No. 514 of 1947, the cost of

court proceedings to be paid from Trust Fund D. T. W. L. and repaid to said fund from the sale price.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Wolk presented

No. 3288. Communication from Harry E. Richter asking compromise settlement of delinquent water charges against property of Dr. A. Finegold situate at 512 McCandless avenue, 10th Ward.

Also

No. 3289. Communication from Harvey Morton Aronson, in behalf of Louis and Hannah Mertz, asking exoneration of City and School Tax liens against property on Ivory avenue.

Which were read and referred to the Committee on Finance.

Also

No. 3290. An Ordinance authorizing and directing the construction of a public sewer on Devonshire avenue, from a point about 200 feet south of Center avenue to the existing sewer on Center avenue, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Also

No. 3291. An Ordinance granting permission to the Peoples Natural Gas Company to construct and maintain a two inch gas pipe across certain property of the City of Pittsburgh.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3292. Communication from Catholic War Veterans, Post 486, requesting an appropriation for the year 1948, for Memorial Day and Armistice Day celebrations.

Also

No. 3293. Communication from the Soho Public Baths with reference to the Budget Estimates for the year 1948.

Which were read and referred to the Committee on Finance.

Also

No. 3294. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by changing from a "B" Residence and "C" Residence, Thirty-five foot and First Area District to an "A-B" Residence, Forty-five foot and Second Area District, all that certain property bounded by Devonshire street; the line of the present "A" Residence District South of Centre avenue; Leonard street; Morewood avenue; Wallingford street; the lines of the present "B" Residence District west of Morewood avenue and the northerly boundary line of the Devonshire Manor Plan of Lots.

Also

No. 3295. Communication from James R. Wadkins, Chairman, requesting the Ordinance for the grading, paving and curbing of Mahon street, between Watt and Junilla streets, be acted on.

Which were read and referred to the Committee on Public Works.

Also

No. 3296. Resolution authorizing the Director of the Department of Public Safety to erect traffic signal conduits at Bigelow boulevard and the Bloomfield bridge, there being no opportunity to advertise for bids prior to the resurfacing of that portion of Bigelow boulevard by forces of the State Highway Department, the work to be performed at a cost not to exceed \$1,550.00 by Martin and Murray and the cost for the work to be paid for at a later date by authorization of a Wallace Act Ordinance.

Which was read and referred to the Committee on Public Safety.

Also

No. 3297.

DEPARTMENT OF LAW

October 20, 1947.

Re: Bond Issue Election

President and Members of Council.

Gentlemen:

We wish to report that the Board of Elections has filed a certified copy of the Election Return, on the proposed increase of indebtedness, with the Clerk of the Court of Quarter Sessions of this County.

Accompanying this Return, the Law Department has filed a copy of the Proclamation or Notice of Election and Proof of Publication thereof; this completes compliance with the Municipal Borrowing Act of 1941, P. L. 159.

These proceedings are filed at Bond Docket No. 2 October Sessions, 1947.

Very truly yours,

ANNE X. ALPERN,
City Solicitor.

Which was read, received and filed.

UNFINISHED BUSINESS

The Chair took up

Bill No. 3014. An Ordinance entitled, "An Ordinance transferring the sum of \$10,000.00 from C. A. 1228, Salaries, Regular Employees, Tuberculosis Hospital, Department of Public Health, and \$32,000.00 from Code Account 1443 to Code Accounts 1230, 1230-1, 1230-2, 1231, 1231-1, 1231-5, 1232 and 1234."

In Council, October 20, 1947, bill read, amendments of committee agreed to, and laid over pending receipt of declaration of emergency signed by the Mayor and the City Controller.

Which was read.

Also

No. 3298.

CITY OF PITTSBURGH
CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropri-

tions shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, the Director of the Department of Public Health, in a letter addressed to the Mayor and to the City Controller has stated that the funds provided for the Tuberculosis Hospital, Department of Public Health, had become depleted for the reason that many new services had been provided, operating room requirements and consultation services have been increased and additional supplies and equipment have become necessary; that these increased services and increased expenses were not contemplated when the 1947 Budget was prepared; and that the sum of \$42,000.00 is urgently needed to continue the services of the Tuberculosis Hospital for the balance of this year; and

WHEREAS, such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

NOW, THEREFORE, we JAMES P. KIRK, Deputy Mayor of the City of Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring additional appropriations totaling \$42,000.00 for the Tuberculosis Hospital, Department of Public Health.

JAMES P. KIRK,
Deputy Mayor.

EDWARD R. FREY,
Controller.

Dated:

October 14, 1947.

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally"?

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir
Leonard	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. '3043. An Ordinance entitled, "An Ordinance transferring the sum of \$18,000.00 from Code Account No. _____ to Code Account No. 1231-4, Drug Supplies, Tuberculosis Hospital, Department of Public Health."

In Finance Committee. September 16, 1947, bill read and amended in Section 1 and in the title by inserting in blank space the words, "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

In Council, September 22, 1947, bill read and recommitted to the Committee on Finance.

In Finance Committee, September 23, 1947, bill read and laid on the table pending conference with the Mayor.

In Finance Committee, September 30, 1947, bill read and further amended in Section 1 as shown in red and in the title, by striking out the words, "42, Contingent Fund," and by inserting in lieu thereof the words, "1443, Salaries, Bureau of Police," and by inserting the following Whereas clause:

"WHEREAS, A certificate of Emergency relating to this matter has been signed by the Mayor and the City Controller; Therefore,"

and as amended ordered returned to Council with an affirmative recommendation.

In Council October 6, 1947, bill read and laid over pending receipt of declaration of emergency signed by the Mayor and the City Controller.

Which was read.

Also

No. 3299.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13, of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, the Department of Health, Tuberculosis Hospital, has instituted a special tuberculosis treatment employing the newly developed drug streptomycin; and

WHEREAS, this program requires streptomycin costing approximately \$6,000.00 per month; and

WHEREAS, the Department of Health now needs the sum of \$18,000.00 for streptomycin purchased during the months of July, August and September and will require additional sums up to \$18,000.00 for October, November and December in order to carry this program through the current year; and

WHEREAS, because streptomycin was not available in sufficient quantities before January 1, 1947 this tuberculosis treatment was not contemplated and was not provided for in the 1947 Budget; and such appears as good and sufficient reason to impel the certification of an emergency under the circumstances; and

NOW, THEREFORE, we, James P. Kirk, Deputy Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the immediate appropriation of the sum of \$18,000.00 and requiring further appropriations not to exceed \$18,000.00 additional from time to time to the Department of Health, Tuberculosis Hospital, in order to continue the streptomycin tuberculosis treatment to the end of this year.

JAMES P. KIRK,
Deputy Mayor.
EDWARD R. FREY,
Controller.

Dated:
October 20, 1947.

Which was read, received and filed.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir,
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3077. An Ordinance entitled, "An Ordinance transferring \$20,000.00 to Code Account No. 1514-1, Gasoline and \$20,000.00 to Code Account No. 1515-1, Automotive Parts, Bureau of Automotive Equipment, Department of Public Works from-----"

In Finance Committee, September 30, 1947, bill read and amended in Section 1 as shown in red and in the title by inserting in blank space the following words: "Code Account No. 1443, Salaries, Bureau of Police," and by inserting the following Whereas clause:

"WHEREAS, A certificate of Emergency relating to this matter has been signed by the Mayor and the City Controller; Therefore,"

and as amended ordered returned to Council with an affirmative recommendation.

In Council, October 6, 1947, bill read and laid over pending receipt of declaration of emergency signed by the Mayor and the City Controller.

Which was read.

Also

No. 3300.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, The 1947 Budget Appropriation for the Bureau of Automotive Equipment, Department of Public Works, was reduced in January 1947, by payments totaling \$20,000.00 for accumulated 1946 charges; and

WHEREAS, The expenses of the Bureau of Automotive Equipment, Department of Public Works, have been increased by the addition of 25 badly needed trucks to the refuse collection fleet and 15 new cars in the Department of Public Safety; and

WHEREAS, These matters were not provided for in the 1947 Budget; and

WHEREAS, The funds provided for gasoline and automotive parts are exhausted and an additional \$40,000.00 is necessary to keep the City's automotive equipment in operation for the balance of the year; and such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

NOW, THEREFORE, We, James P. Kirk, Deputy Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do

hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring additional appropriations totaling \$40,000.00 to the Bureau of Automotive Equipment, Department of Public Works.

JAMES P. KIRK,
Deputy Mayor.

EDWARD R. FREY,
Controller.

Dated:
October 21, 1947.

Which was read, received and filed.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	McArdle
Duff	Stewart
Gallagher	Weir
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3301. Report of the Committee on Finance for October 21, 1947, transmitting sundry ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3215. An Ordinance entitled, "An Ordinance transferring the sum of \$1,850.00 from C. A. Nos. 1745 and 1780 to C. A. Nos. 1753, 1785 and 1788 in the Bureau of Water, Department of Public Works."

Which was read.

Also

Bill No. 3221. An Ordinance entitled, "An Ordinance amending a portion of Section 65, Bureau of Refuse, Department of Public Works, of Ordinance No. 501, approved December 28, 1946, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof.'"

Which was read.

Also

Bill No. 3222. An Ordinance entitled, "An Ordinance transferring \$2,000.00 from Code Account Nos. 1655-4, 1655-6 and 1655-7, to Code Account No. 1655-5, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works."

Which was read.

Also

No. 3302.

October 27, 1947.

President and Members,
City Council,
City of Pittsburgh.

Gentlemen:

In Re: Bill No. 3222

The above Bill is a proposed ordinance transferring the sum of \$2,000.00 from Code Accounts 1655-4, 1655-5, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works, was affirmed subject to a report from the Budget Controller as to whether these funds are surpluses.

I have been informed by Mr. Civil Superintendent, of the Asphalt Plant that these amounts being transferred are surpluses and will not have to be replenished during the year.

Respectfully yours,
JOHN DUGGAN,
Budget Controller.

Which was read, received and filed.

Also

Bill No. 3223. An Ordinance entitled, "An Ordinance transferring the sum of \$3,200.00 from Code Account Nos. 1603 and 1609, to Code Account No. 1655-2, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works."

Which was read.

Also

No. 3303.

October 27, 1947.

President and Members,

City Council,

City of Pittsburgh.

Gentlemen:

In Re: Bill No. 3223.

The above bill is a proposed ordinance transferring \$3,200.00 from Code Account Nos. 1603 and 1609, Bureau of Highways and Sewers, to Code Account No. 1655-2, Asphalt Plant, Department of Public Works, was affirmed subject to a report from the Budget Controller as to whether these funds are surpluses.

I have been informed by Mr. John Miller, Chief Clerk, Bureau of Highways and Sewers, that these amounts being transferred are surpluses and will not have to be replenished during the year.

Respectfully yours,

JOHN DUGGAN,

Budget Controller.

Which was read, received and filed.

Also

Bill No. 3228. An Ordinance entitled, "An Ordinance amending a portion of Section 48, Bureau of Building Inspection, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' approved December 28, 1946."

Which was read.

Also

Bill No. 3234. An Ordinance entitled, "An Ordinance authorizing the transfer of \$850.00 from and to cer-

tain Code Accounts within the Department of Lands and Buildings and the Department of Public Works."

Which was read.

Also

Bill No. 3243. An Ordinance entitled, "An Ordinance transferring the sum of \$7,100.00 from Code Account Nos. 1800, 1809, 1816, 1818, 1822, 1824, 1828 and 1830, to Code Account Nos. 1801, 1802 and 1804, all within the Department of Parks and Recreation."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler

McArdle

Duff

Weir

Gallagher

Wolk

Leonard

Kilgallen (Pres't)

Stewart

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 2958. Resolution authorizing the issuing of a warrant in favor of Josephine Palmisano in the sum of \$150.00 in full settlement of her claim against the City for sidewalk, stone step, porch pillar and hedges damaged by Bureau of City Refuse truck, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings

and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 3304. Report of the Committee on Public Works for October 21, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3224. An Ordinance entitled, "An Ordinance providing for a contract with the Pittsburgh and West Virginia Railway Company for the use of certain of its property adjoining Glenbury street in the 32nd Ward, Pittsburgh, Pa."

Which was read.

Also

Bill No. 3225. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the reconstruction of the 24" T. C. Pipe Sewer on South 24th street, between Wharton street and Sidney street, including all other necessary work in connection with the drainage served by this sewer, and appropriating funds for the payment of the cost thereof."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Demmler presented

No. 3305. Report of the Committee on Filtration and Water for October 21, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3217. An Ordinance entitled, "An Ordinance providing for a contract or contracts for repairing, insulating and painting City water mains and their appurtenances suspended from the South Tenth Street Bridge and for the payment of the costs thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 3306. Report of the Committee on Public Safety for October 21, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3185. An Ordinance entitled, "An Ordinance authorizing the temporary use of a 2½ story frame building located at 816 Climax street, 18th Ward, as a school."

Which was read.

Also

Bill No. 3232. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one Cab and Chassis and one Sedan Delivery Truck for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

In Committee on Public Safety, October 27, 1947, read and ordered returned to council with an affirmative recommendation, subject to report from director of automotive equipment.

Which was read.

Also

No. 3307.

Pittsburgh, Pa.,
October 23, 1947.

Mr. James W. Patterson,
City Clerk,
City of Pittsburgh, Pa.

Dear Mr. Patterson:

In reply to your letter requesting a report from me on Bill No. 3232, I wish to advise you as follows:

I have discussed with Chief Davis of the Bureau of Fire, the replacement of both of these pieces of automotive equipment, and I recommend that the ordinance be approved. The following are the facts with regard to these two vehicles:

1. The cab and chassis truck job

is for the replacement of the cab and chassis now used on the portable light truck in the Bureau of Fire. The present equipment will be removed from the old truck and placed on the new chassis without any change in design.

The present truck has an interesting history. It was donated by a local industrialist during the war years to Civilian Defense; the chassis to be used for the mounting of an ambulance body. The chassis was originally second-hand and in bad condition when it was given to Civilian Defense.

After the war the ambulance was turned over to Chief Davis, along with the title of ownership. It was converted for us as a portable light plant and has proven itself to be a most valuable piece of emergency equipment. The present truck does not represent any investment on the part of the City of Pittsburgh, and any money received in connection with this trade-in will be in fact a contribution.

The present chassis is worn out and represents a high cost of maintenance piece of equipment. It was a makeshift from the first and the road clearance are such that we have had considerable difficulty in using the truck when necessity called for it to go off of any paved thoroughfares.

2. The delivery truck sedan type is to be used to replace the present 1941 model Chevrolet panel truck that is used by the Training School of the Bureau of Fire. The present truck is completely worn out and has reached the point where maintenance is very costly.

This truck is in constant daily use transporting the training school instructors and their equipment. During the winter when it is not possible to use the outdoor training school facilities, this truck is used to haul all of the equipment to the various engine houses so that the men can be trained on the job.

In addition to its training school activities, this truck is used on all special inspection work and to haul all equipment used in various demon-

strations of educational programs that are carried on by the Bureau of Fire.

Very truly yours,

LEO A. GILL,
Director.

Bureau of Automotive Equipment.
Which was read, received and filed.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 3308. Report of the Committee on Lands, Buildings and Housing for October 21, 1947, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3235. Resolution authorizing and directing the Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of Lot No. 124 on Oltman street, 20th Ward, to Andrew J. Dudash and Helen M. Dudash, his wife, for the sum of \$300.00 in accordance with Act 514 of 1947, and paying the cost of court proceedings from Trust Fund D. T. W. L. to be repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3236. Resolution authorizing and directing the Department of Law to petition the Common Pleas Court for the sale of Lot Nos. 1735, 1737, and 1738 on Fordham avenue, 19th Ward, to John M. Santoro for the sum of \$600.00, in accordance with Section 1 of the Act of 1937, P. L. 787, as amended, and authorizing and directing the proper officers of the City upon confirmation by the Court to satisfy of record all tax and municipal claims against the property, and charging the costs to the City of Pittsburgh.

Which was read.

Also

Bill No. 3237. Resolution authorizing and directing the Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of Lot No. 163 on Brook street, to Peter G. Bonacci and Betty Bonacci, his wife, for the sum of \$200.00 in accordance with Act 514 of 1947, and paying the cost of Court proceedings from Trust Fund D. T. W. L. to be repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3238. Resolution amending Resolution No. 207, approved August 22, 1946, authorizing the sale of Lot No. 58 on Viruth street, 27th Ward, to John T. Kane and Mary M. Kane, his wife, for the sum of \$650.00, by striking out the words, "under the Act of May 21, 1937, as amended," and inserting in lieu thereof the words, "under Act No. 514 of July 5, 1947."

Which was read.

Also

Bill No. 3239. Resolution amending Resolution No. 160, approved July 11, 1947, authorizing the sale of Lot Nos. 533 and 534 on Hollywood street, 28th Ward, to R. W. Humphreys, for the sum of \$200.00, by striking out the purchase price of "\$200.00" and inserting in lieu thereof the price of "\$400.00," and also by striking out the words "under the

Act of May 21, 1937, P. L. 787, as amended," and inserting in lieu thereof the words, "under Act No. 514 of July 5, 1947."

Which was read.

Also

Bill No. 3240. Resolution amending Resolution No. 161, approved July 11, 1947, authorizing the sale of Lot Nos. 377 and 378 on Arnold street, 28th Ward, to R. W. Humphreys, for the sum of \$300.00, by striking out the words, "under the Act of May 21, 1937, P. L. 787, as amended," and inserting in lieu thereof the words "under Act No. 514 of July 5, 1947."

Which was read.

Also

Bill No. 3241. Resolution repealing Resolution No. 158, approved July 11, 1947, authorizing the sale of Lot Nos. 579, 580 and 581 on Hollywood street, 28th Ward, to R. W. Humphreys, for the sum of \$240.00.

Which was read.

Also

Bill No. 3242. Resolution repealing Resolution No. 189, approved August 8, 1947, authorizing the sale of Lot Nos. 531 and 532 on Hollywood street, 28th Ward, to R. Will Humphreys for the sum of \$200.00.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken agreeably to law, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

The Chair took up

Bill No. 3186. An Ordinance entitled, "An Ordinance transferring \$50,000.00 from Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, to the following Code Accounts of the Bureau of Traffic Planning, Department of Public Safety—\$20,000.00 to Code Account 1496, Equipment, and \$30,000.00 to Code Account 1490, Miscellaneous Services, for the furnishing, delivery and installation of traffic signal cable of the Downtown Traffic Signal System to replace traffic signal cable which has become defective."

In Council, October 20, 1947, bill read, amendments of committee agreed to, and laid over pending receipt of declaration of emergency signed by the Mayor and the City controller.

Which was read.

Also

No. 3309.

CITY OF PITTSBURGH

CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, The Director of the Department of Public Safety in a letter dated October 16, 1947 addressed to the Mayor and City Controller has stated that in recent months there have been many failures of the traffic signal system in the Downtown section; that after full inspection it has been determined that the electric cables of this system installed in 1928 have so far deteriorated as to be beyond practicable and economical repair; that an extensive replacement project at an estimated cost of \$50,000.00 must be undertaken at once to avoid frequently recurring failures of the Downtown traffic signal system with resultant traffic congestions, expense and danger of traffic accidents; and

WHEREAS, Such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

NOW, THEREFORE, We, JAMES P. KIRK, Deputy Mayor of the City of Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the appropriation of \$20,000.00 to the Equipment Account and \$30,000.00 to the Miscellaneous Services Account, Bureau of Traffic Planning, Department of Public Safety.

JAMES P. KIRK,
Deputy Mayor.

EDWARD R. FREY,
Controller.

Dated:
October 21, 1947.

Which was read, received and filed.

Mr. Duff moved

That Bill No. 3186 be recommended to the Committee on Finance.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Duff moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Leonard on October 6 and 7, 1947;

Mr. McArdle on October 22, 1947;

Mr. Weir on October 22, 1947.

Which motion prevailed.

A group of women from Moose Allegheny Chapter No. 265 were present at the meeting.

The Chair introduced Councilman Weir to the group and he explained the procedure of Council from the time bills are introduced, through the Committees and final passage and becoming law after signature by the Mayor.

Mr. Stewart moved

That the Minutes of Council of Monday, October 20, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Stewart
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, November 3, 1947

No. 46.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, November 3, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle	

PRESENTATIONS

Mr. Demmler presented

No. 3310. Petition of residents for a street lamp to be placed in front of 3748 Frazier street, 4th Ward.

Which was read and referred to the Committee on Public Works.

Mr. Duff presented

No. 3311. An Ordinance transferring \$150.00 from Code Account No. 1102, Salaries, Regular Employees, to Code Account No. 1105, Repairs, within the Department of City Planning.

Also

No. 3312. Resolution authorizing and directing the Delinquent Tax Collector to exonerate the following taxes assessed against Monga Land

Company on property located in the 20th Ward:

\$898.61 for the year 1943

\$998.45 for the year 1944.

Also

No. 3313. Resolution authorizing and directing the Delinquent Tax Collector to exonerate the following taxes and water rents assessed against Isaac Sachs and Jacob Levy for the year 1920 on property located in the 1st Ward, City, \$86.16 and Flat Water \$21.25.

Also

No. 3314. Resolution authorizing and directing the Delinquent Tax Collector to exonerate a tax amounting to \$385.14 assessed against William Renton for the year 1920 on property located in the 1st Ward, City of Pittsburgh.

Also

No. 3315. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$303.88 in full settlement of unpaid flat rate water charges against the property of A. Finegold, 5239 Holmes street, 512, 514, 516, 518 and 520 McCandless avenue, and 5233 Kent way, for the year 1943.

Also

No. 3316. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$200.00 in full settlement of unpaid flat rate water charges against the property of Salvatore Marotta, 907 Chestnut street, 23rd Ward, for the year 1930 and for the years 1935 to 1943, both inclusive.

Also

No. 3317. Resolution authoriz-

ing the issuing of a warrant in favor of William Edwards, 1457 Brookline boulevard, in the sum of \$28.47 for repairs to automobile which was damaged when Mr. Edwards assisted in removing a stalled car from a busy thoroughfare in the Business District of Pittsburgh, and charging same to Code Account No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3318. An Ordinance amending zoning ordinance No. 372, approved Aug. 9, 1928, Zone Map Sheep Z—N10—W15 and Z—O—W15 by changing from a "B" Residence District to a Neighborhood Retail District all that certain property bounded by Libbie St.; the northerly line of property, now or late, of P. F. Conley; the westerly boundary line of the Augusta B. Shields Plan of Lots and a line parallel with and distant 200 feet northwardly from Ingram avenue.

Also

No. 3319. An Ordinance amending Article 5, Section 18, Paragraph 'E' of Ordinance No. 372, entitled, "An Ordinance regulating and restricting the location of trades and industries and the location of buildings designed for specified uses and regulating and limiting the height and bulk of buildings hereafter erected or altered, and regulating and determining the area of yards, courts and other open spaces in connection with buildings hereafter erected or altered and establishing the boundaries of districts for the said purposes; conferring certain powers upon the Superintendent of the Bureau of Building Inspection; providing for a Board of Appeals, and imposing penalties," approved August 9, 1923.

Which were read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 3320. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Edward D. and Olive M. Johnson all that certain lot in the 27th Ward, being Lot No. 50 on McClure avenue, in the Brighton Manor Plan for the sum of \$1,800.00, in ac-

cordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3321. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to John W. and Winifred Zimmer all those certain lots situate in the 27th Ward, being a portion of Lot No. 227 and Lot No. 228 on Winters way, for the sum of \$450.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3322. Resolution authorizing and directing the Law Department to petition the court for the sale to A. M. Plascjak all those certain lots or pieces of ground situate in the 28th Ward being Lot Nos. 35 and 36 on Merle street in the Bellhurst Garden Plan for the sum of \$550.00, and authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property.

Also

No. 3323. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the court of Common Pleas for the sale to William A. and Anna E. Cummings, all that certain lot situate in the 27th Ward, being Lot No. 23 on Viruth street in the Brighton Manor Plan for the sum of \$1,000.00, in accordance with Act No. 514 of 1947, the cost of the court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3324. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the court of Common Pleas for the sale to Peter C. and Ann Gallagher all that certain lot situate in the 27th Ward, being Lot No. 41 on Mc-

Clure avenue, in the Brighton Manor Plan for the sum of \$1,200.00 in accordance with Act No. 514, of 1947 the cost of court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3325. Resolution amending Resolution No. 82 of 1947 authorizing sale of property to Joe Schilit at 1812 Penn avenue for \$6,000.00, by directing the Solicitor for City and School Tax Liens to conduct proceedings to the satisfaction of the title company, paying for the costs of said proceeding from the funds of his office, to be later paid to said fund from the sale price of the property.

Also

No. 3326. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Pittsburgh Outdoor Advertising Company all that certain lot situate in the 10th Ward, being Lot No. 1 on Butler street in the Samuel Garrison Heirs Plan for the sum of \$650.00, in accordance with Act No. 514 of 1947, the cost of court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3327. Communication from the Board of Commissioners of Allegheny County submitting resolution approving sale of property at 1928 Fifth avenue, Pittsburgh to M. H. Steving. Which were severally read and referred to the Committee on Lands, Buildings and Housing.

The Chair presented

No. 3328. Communication from the Fraternal Order of Police asking for a 15½ percent increase in wages for members of the Bureau of Police.

Also

No. 3329. Communication from Carpenters District Council advising of wage scale paid carpenters.

Also

No. 3330. Communication from the Department of Public Works advising of extra work on contract for

preparation of site for erection of Emergency Houses for Veterans, Contract No. 2 Haven street, Black street and Arlington Heights Water Lines.

Also

No. 3331. Resolution authorizing the Mayor to file with the Civil Aeronautics Board a petition in behalf of the City to intervene in the Middle Atlantic Area Case at Docket No. 674, et. al.; C. A. B., for the purpose of augmenting the air carrier service to and from the County of Allegheny, if such petition to intervene is granted, to take whatever action he may deem advisable to accomplish the purpose of the intervention and further authorizing the Mayor on behalf of the City to join with the County of Allegheny in its action for rehearing, reargument or reconsideration of the order of said Civil Aeronautics Board, dated September 30, 1947, in the Middle Atlantic Area Case, Docket No. 674 et al., C.A.B.

Which were severally read and referred to the Committee on Finance.

Also

No. 3332. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works, on behalf of the City to grant the Pennhi Corporation and D. B. Aronson the right to use and occupy 2¼" of the sidewalk in front of their property at 6022 Penn avenue while the present building shall continue to stand and waiving all damages by reason of such encroachment in consideration of the promise of the Pennhi Corporation and D. B. Aronson to relinquish and give up the said encroachment area upon the demolition or destruction of the present building.

Which was read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3333. Report of the Committee on Finance for October 22, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3261. An Ordinance

entitled, "An Ordinance transferring the sum of \$2,500.00 from C. A. 1755 to C. A. 1772 in the Bureau of Water, Department of Public Works."

Which was read.

Also

Bill No. 3267. An Ordinance entitled, "An Ordinance exempting the position of Planning Engineer, as created by Ordinance No. 497, approved December 31, 1937, from the requirements of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, and authorizing the City Planning Commission of the Department of City Planning to employ an individual who does not meet the residence requirements of the said ordinance."

Which was read.

Also

Bill No. 3268. An Ordinance entitled, "An Ordinance amending portions of Sections 2, 11, 12 and 15 of Ordinance No. 393 entitled, 'An Ordinance authorizing the City of Pittsburgh to enter into contracts with Banks and Trust Companies located in and doing business in the City of Pittsburgh, Commonwealth of Pennsylvania, for the deposit of moneys of the said City in the Banks and Trust Companies, providing for the deposit of securities to guarantee the moneys deposited and the payment of interest on said deposits,' approved October 1, 1946."

Which was read.

Also

Bill No. 3269. An Ordinance entitled, "An Ordinance transferring the sum of \$30,000.00 from Code Account No. 1, Interest on Loans, to Code Account No. 42, Contingent Fund."

Which was read.

Also

Bill No. 3274. An Ordinance entitled, "An Ordinance transferring the sum of \$2,700.00 from Code Account No. 1500 to Code Account Nos. 1502, 1504 and 1505 in the Director's Office, Department of Public Works."

Which was read.

Also

Bill No. 3275. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the resurfacing of City streets with asphaltic materials furnished by the City under existing contracts, and the work incidental thereto, including regrading and recurbing, and for the payment of the cost thereof."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff,	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 3186. An Ordinance entitled, "An Ordinance transferring \$50,000.00 from Code Account..... to the following Code Accounts of the Bureau of Traffic Planning, Department of Public Safety,—\$20,000.00 to Code Account 1496, Equipment, and \$30,000.00 to Code Account 1490, Miscellaneous Services, for the furnishing delivery and installation of traffic signal cable of the Downtown Traffic Signal System to replace traffic signal cable which has become defective."

In Finance Committee, October 23, 1947, bill read and further amended in Section 1 by inserting as shown in red, and striking out the following Whereas clause:

"WHEREAS, A Certificate of Emergency has been signed by the Mayor and the City Controller relating to this matter; Now, therefore", and as amended ordered returned to Council with an affirmative recommendation.

Which was read

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3246. An Ordinance entitled, "An Ordinance transferring \$2,000.00 from Code Account No.-----, to Code Account No. 1363, Materials and No. 1365, Equipment, Bureau of Accounts and Administration, Department of Lands and Buildings."

In Finance Committee, October 28, 1947, bill read and amended in Section 1 as shown in red, and in the title by striking out the amount, "\$2,000.00" and by inserting in lieu thereof the

amount "\$500.00," by inserting in blank space the words, "42, Contingent Fund," and by striking out the words, "No. 1363, Materials and," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't.).
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3264. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor to execute on behalf of the City of Pittsburgh an agreement with the Public Parking Authority of Pittsburgh providing for a loan by the City of Pittsburgh to the Public Parking Authority of Pittsburgh in the sum of \$75,000.00 for the establishment of off-street parking facilities."

In Finance Committee, October 28, 1947, bill read and amended in Section

1 by adding at the end thereof the following: "provided, however, that not more than \$25,000.00 shall be advanced during the year 1947; the balance to be advanced during the year 1948," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 3270. An Ordinance entitled, "An Ordinance transferring \$15,000.00 from Code Account No.-----, to Code Account No. 44-M, Workmen's Compensation Fund."

In Finance Committee, October 28, 1947, bill read and amended in Section 1 and the title by inserting in blank space the words, "42, Contingent Fund," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3276. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,179.67, in payment for street lighting service furnished, during the month of October, 1947, for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 3277. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Allegheny Building and Supply Company for \$1,250.00 and Allegheny Construction Equipment Company for \$522.13, in payment for extra work performed on contract and equipment rental in the Department of Public Works for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 3229. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Fritz Kubitz in the sum of \$300.00 for services rendered the Bureau of Building Inspection without previous authority of law."

In Finance Committee, October 28, 1947, bill read and amended in Section 1 by inserting in blank space the words, "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle	

Ayes 9. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also, with an affirmative recommendation.

Bill No. 3271. Resolution authorizing and directing the City Solicitor to satisfy liens Nos. M.L.D. 87 April Term, 1933, \$750.00 for grading, paving and curbing of Independence

street and M.L.D. 96 April Term, 1933, \$300.00 for Independence street sewer filed against property of Christian Lampe, 20th Ward, and charging costs to the City of Pittsburgh; said property having been dedicated for street purposes.

Which was read.

Also

Bill No. 3272. Resolution authorizing and directing the City Solicitor to mark satisfied without payment the lien filed against Christian Lampe at M.L.D. 86 April Term, 1933, in the face amount of \$2,000.00, and charging the costs to the City of Pittsburgh.

Which was read.

Also

Bill No. 3273. Resolution authorizing the Mayor and the City Controller to endorse a check of the Pennsylvania Lumbermen's Mutual Fire Insurance Company in the amount of \$220.00 payable to the Civic Club of Allegheny County and City of Pittsburgh in payment of an insurance loss covering a boiler at the Soho Public Baths.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard,	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Mr. Gallagher presented

No. 3334. Report of the Committee on Public Works for October 28, 1947, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3150. An Ordinance entitled, "An Ordinance accepting the dedication of property for the widening of Olivant street as shown on the plan of 'Olivant Gardens' in the Twelfth Ward of the City of Pittsburgh laid out by Joseph Yacoboni and Antonio Yacoboni and widening Olivant street within the limits of the Plan of Lots."

Which was read.

Also

Bill No. 3151. An Ordinance entitled, "An Ordinance accepting the dedication of property for the widening of a ten-foot way and property for the widening of Larimer street as shown on Roger Lane Plan of Lots in the 12th Ward of the City of Pittsburgh laid out by Guiseppe Seppl and Roger B. Tursini and widening the ten-foot unnamed way and widening Larimer street, as shown on the said Plan of Lots."

Which was read.

Also

Bill No. 3153. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Olivant street and DeSilver street, from a point about 150' East of Dunmore street to the existing sewer on Nelson street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 3278. An Ordinance entitled, "An Ordinance setting aside and dedicating certain property of the City of Pittsburgh for public use for highway purposes for the widening of North Highland avenue."

Which was read.

Also

Bill No. 3279. An Ordinance

entitled, "An Ordinance accepting the dedication of property for the widening of Shady avenue at the intersection of Landview avenue and at the intersection of Ventner way, as shown on the 'Viewland Plan of Lots—Revision No. 1,' in the Fourteenth Ward of the City of Pittsburgh, laid out by Louis L. Gondelman, and widening Shady avenue, in conformity therewith."

Which was read.

Also

Bill No. 3281. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Columbo street, from Mossfield street to Schenley avenue, including the installation of house sewer laterals and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Also

Bill No. 3290. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Devonshire avenue from a point about 200 feet South of Cener avenue to the existing sewer on Center avenue, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Wolk presented

No. 3335. Report of the Committee on Public Service and Surveys for October 28, 1947, transmitting an ordinance of Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3291. An Ordinance entitled, "An Ordinance granting permission to the Peoples Natural Gas Company to construct and maintain a two inch gas pipe across certain property of the City of Pittsburgh."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 3336. Report of the Committee on Filtration and Water for October 28, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3262. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of 2 Soot Blowers for the Bureau of Water, Department of Public Works."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 3337. Report of the Committee on Public Safety for October 28, 1947, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3296. Resolution authorizing the Director of the Department of Public Safety to erect traffic signal conduits at Bigelow boulevard and the Bloomfield Bridge, there being no opportunity to advertise for

bids prior to the resurfacing of that portion of Bigelow boulevard by forces of the State Highway Department, the work to be performed at a cost not to exceed \$1,550.00 by Martin and Murray and the cost for the work to be paid for at a later date by authorization of a Wallace Act Ordinance.

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle presented

No. 3338. Report of the Committee on Lands, Buildings and Housing for October 28, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3285. Resolution authorizing and directing the Law Department to petition the Court for the sale to John Grohol and John G. Grohol, Jr., all those certain lots or pieces of ground situate in the 27th Ward, being Lot Nos. 18 to 22, inclusive, on Marshall avenue in the L. H. Smith Plan for the sum of \$1,000.00, and upon confirmation by the Court authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 3286. Resolution ordering and directing the Office of

Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Amelio Velenosi and Emidia Velenosi, his wife, all those certain lots or pieces of ground situate in the 28th Ward, being Lot No. 263 and a portion of Lot No. 264 on Sanborn street, in the Ideal No. 1 Plan for the sum of \$350.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D.T.W.L., and repaid to said fund from the sale price. Which was read.

Also

Bill No. 3287. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Michael Pavicic and Dorothy Pavicic, his wife, all those certain lots situate in the 16th Ward, being Lot Nos. 26 and 27 on Daniels street, in the S. P. Hollis Heirs Plan for the sum of \$400.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D.T.W.L. and repaid to said fund from the sale price. Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Weir moved

That the Minutes of Council of Monday, October 27, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Thursday, November 6, 1947.

No. 47.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Thursday, November 6, 1947.

Pittsburgh, Pa.,

November 5, 1947.

James W. Patterson,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Thursday, November 6, 1947, at 2:00 o'clock, P. M., to consider matters relative to the City's tax structure.

Very truly yours,

Thomas E. Kilgallen,
President of Council.

Which was read, received and filed.

Pittsburgh, Pa.,

November 5, 1947.

Hon. Thomas E. Kilgallen,
President of Council.

Dear Sir:—

We, the undersigned, members of the Council of the City of Pittsburgh, do hereby waive the 48-hour rule and ask you as President of Council to call a special meeting of

the body for Thursday, November 6, 1947, at 2:00 o'clock, P. M., to consider matters relative to the City's tax structure.

Respectfully,

Frederic G. Weir
Thomas E. Kilgallen
John T. Duff, Jr.
A. L. Wolk
Walter R. Demmler
Thomas J. Gallagher
Joseph A. McArdie
Wm. Alvah Stewart
Edward J. Leonard

Which was read, received and filed.

Present:—Messrs.

Demmler	McArdie
Duff	Stewart
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)

Absent:—Mr. Weir.

PRESENTATIONS

Mr. Duff presented.

No. 3339. An Ordinance to provide revenue for the City of Pittsburgh by imposing a tax on certain classes of personal property; providing for the assessment and collection of the same; conferring and imposing powers and duties on the City Treasurer and imposing penalties.

Also

No. 3340. An Ordinance to provide revenue for the City of Pittsburgh by imposing a tax upon the privilege of attending or engaging in amusements, including every form of entertainment, diversion, sport, recreation and pastime, requiring all persons, partnerships, associations and corporations conducting places of amusement to secure permits; impos-

ing duties and conferring powers upon the Treasurer of the City of Pittsburgh; prescribing the method and manner of collecting the tax imposed by this ordinance, and imposing penalties for violation thereof.

Also

No. 3341. An Ordinance to provide revenue for the City of Pittsburgh by imposing a mercantile license tax on persons engaging in certain occupations and businesses therein; providing for its levy and collection and for the issuance of mercantile licenses; and conferring and imposing powers and duties on the Treasurer of the City of Pittsburgh.

Also

No. 3342. An Ordinance requiring all persons, partnerships, associations and corporations conducting places of amusements to secure permits.

Also

No. 3343. An Ordinance to provide for the issuance of mercantile licenses to persons engaging in certain occupations and businesses upon the payment of fees therefor; conferring and imposing powers and duties upon the Treasurer of the City of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Mr. Stewart moved

That it is the intention of Council to enact legislation imposing the following taxes for the year 1948 on all residents of the City of Pittsburgh pursuant to authority contained in Act No. 481 of 1947 of the General Assembly of the Commonwealth of Pennsylvania:

A two (2) mill tax on the value of all intangible personal property including mortgages, judgments, accounts bearing interest, stocks, bonds, etc., with certain exceptions, and on the value of the equitable interest in

such property owned by residents of the City;

A tax on the privilege of attending or engaging in amusements, including every form of entertainment, diversion, sport, recreation and pastime, etc., at the rate of 10% of the established price thereof, to be paid by the person attending or engaging in the same; and

A mercantile tax on wholesale vendors or dealers in goods, wares and merchandise, etc., at the rate of one (1) mill on each dollar of the volume of the annual gross business transacted by them, and on retail vendors or dealers in goods, wares and merchandise, etc., on all persons engaged in conducting restaurants or other places where food, drink or refreshments, etc., are sold, and on all persons conducting places of amusement, etc., at the rate of two (2) mills on each dollar of the volume of the annual gross business transacted by them.

That notice of intention to pass legislation necessary to impose such taxes be given by publication as required by law.

Mr. Leonard: Is this a motion just to advertise?

Mr. Stewart: That is right.

Mr. Leonard: I would like it explained.

Mr. Stewart: It is required under the Act that it be advertised once a week for four weeks.

Mr. Gallagher: It is mandatory. The Act says it shall be advertised.

Mr. Leonard: I just wanted it in the record.

And the question recurring on the adoption of the motion, the motion prevailed.

And upon motion of Mr. Wolk

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, November 10, 1947.

No. 48.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, November 10, 1947.

Council met.

Present:—Messrs.:

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

PRESENTATIONS

Mr. Demmler presented

No. 3344. An Ordinance transferring the sum of \$50,000.00 from C. A. to C. A. 1770, Electric Current, Bureau of Water, D. P. W.

Which was read and referred to the Committee on Finance.

Mr. Duff presented

No. 3345. An Ordinance authorizing and directing an increase in the indebtedness of the City of Pittsburgh in the amount of Five Hundred Thousand Dollars (\$500,000.00), and providing for the issuance of general obligation peoples bonds in said amount to pay the cost of general public improvements, including the construction of concrete steps, the construction and

reconstruction of sewers, and the construction and resurfacing of streets, as a partial exercise of the authority conferred by the electors at a Special Bond Election held the 9th day of September, 1947, and levying taxes for the payment of said bonds at maturity and for the payment of the interest and State taxes thereon.

Also

No. 3346. An Ordinance transferring \$1,000.00 from Code Account No. 1076, Witness Fees, to Code Account No. 1079, Equipment, Department of Law.

Also

No. 3347. Resolution authorizing the issuing of a warrant in favor of the Commonwealth of Pennsylvania in the sum of \$13,851.28, for services rendered at Mayview State Hospital, and charging to Code Account No. -----

Also

No. 3348. Communication from the City Treasurer submitting report of deposits and market value of collateral security pledged to secure same as of October 31, 1947.

Also

No. 3349. Communication from the City Treasurer submitting statement of the collection of delinquent taxes for the period October 16 to October 31, 1947; also statement of the collection of the accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3350. An Ordinance authorizing the transfer of \$2,592.96 from Code Account Nos. 1650 and 1652 to Code Account No. 1650-3 in the Bu-

reau of Highways and Sewers, Department of Public Works.

Also

No. 3351. An Ordinance transferring the sum of \$3,200.00 from Code Account Nos. 1620 and 1652 to Code Account 1635-3, all accounts being within the Bureau of Highways and Sewers, Department of Public Works.

Which were read and referred to the Committee on Finance.

Also

No. 3352. An Ordinance repealing Ordinance No. 395, approved August 13, 1940, entitled, "An Ordinance authorizing and directing the construction of a public sewer on Springfield street and Hamburg street, from Rhode Island street to the existing sewer on Hamburg street, northwest of Springfield street, to be carried out with aid furnished by the Federal Work Projects Administration, its successor or successors; providing for payment of the costs of construction work not borne by the Federal Work Projects Administration, its successor or successors, and that such costs, damages and expenses occasioned thereby be assessed against and collected from property especially benefited."

Which was read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 3353. An Ordinance transferring the sum of \$750.00 from Code Account No. 1466 to Code Account No. 1465, Bureau of Fire, D. P. S.

Also

No. 3354. An Ordinance transferring the sum of \$1,500.00 from Code Account No. 1457 to Code Account No. 1447, Bureau of Police, D. P. S.

Which were read and referred to the Committee on Finance.

Also

No. 3355. An Ordinance amending Chapters 2, 5, 14, 18, 22 and 23 of Ordinance No. 300, approved August 6, 1947, known as the Building Code.

Which was read and referred to the Committee on Public Safety.

Also

No. 3356. Petition of citizens complaining of the deplorable and unsanitary condition of property on Nelson street which is being used for dumping garbage and rubbish.

Which was read and referred to the Committee on Health and Sanitation.

Mr. McArdle presented

No. 3357. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of a Lot 127.18 x 105 Tarner street, being Lot Nos. 19 to 23 inclusive, in the Crafton Park Plan, to Louis E. Johnston and Edith L. Johnston, his wife, for the sum of \$1,000.00.

Also

No. 3358. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Charles A. Kampmeyer and B. Augusta Kampmeyer, his wife, lot on Caperton street, being part of Lot No. 70 in the Bon Air Plan for the sum of \$200.00.

Also

No. 3359. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Louis Steinbeck and Lillian M. Steinbeck, his wife, lot on Caperton street, being part of lot No. 67 and Lot Nos. 68 and 69 in the Bon Air Plan for the sum of \$700.00.

Also

No. 3360. Resolution amending Resolution No. 59, approved April 3, 1947, authorizing the sale of City property at 206 Market street, 1st Ward, to Louis Minsky, for the sum of \$8,900.00 by striking out the words "under the Act of May 21, 1937, P. L. 787, as amended," and inserting in lieu thereof the words "under Act No 514 of July 5, 1947."

Which were severally read and referred to the Committee on Land Buildings and Housing.

Mr. Stewart presented

No. 3361. An Ordinance amending a portion of Section 89, Department of Parks and Recreation, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946, by deleting the limitation on time of employment of certain employees.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 3362. An Ordinance providing for a contract or contracts for the reconstruction of the sewer on Leath way, private property of E. A. Liberator, et ux., and Pocusset street, from Hobart street to the existing sewer on Pocusset street, including engineering expenses and all other work necessary in connection with the drainage served by this sewer and appropriating funds for the payment of the cost thereof.

Which was read and referred to the Committee on Finance.

Also

No. 3363. Communication from the Department of Law submitting financial report of the Pittsburgh Motor Coach Company for the month of September, 1947.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3364. Communication from St. Marks Memorial Reformed Church asking to be reimbursed for damage to iron fence by Refuse truck.

Also

No. 3365. Communication from Sign and Pictorial Artists, Local Union No. 479, calling attention to new wage agreement for sign painters.

Also

No. 3366. Communication from International Association of Machinists, District Lodge No. 63, interceding in behalf of the machinists, automobile mechanics, welders and their helpers

employed by the City to appear before Council in Budget Session to discuss current union wage scale.

Which were severally read and referred to the Committee on Finance.

Also

No. 3367. Petition for replacement of steps on Eddington street, 15th Ward.

Also

No. 3368. Petition of residents of Canopolis street requesting the improvement of streets in that vicinity.

Which were read and referred to the Committee on Public Works.

Also

No. 3369. Communication from Davis Star Camp, Sons of Union Veterans of the Civil War, requesting the furnishing of palms or other available plants in the banquet room for celebration of Veterans' Night to be held on Saturday evening, November 22, 1947.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3370. Report of the Committee on Finance for November 6, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3311. An Ordinance entitled, "An Ordinance transferring \$150.00 from Code Account No. 1102, Salaries, Regular Employees, to Code Account No. 1105, Repairs, within the Department of City Planning."

In Finance Committee, November 6, 1947, bill read and ordered returned to Council with an affirmative recommendation, subject to report from the Department of City Planning.

Which was read.

Also

No. 3371.

Pittsburgh, Pa., November 7, 1947.

President and Members
City Council.

Gentlemen:

In reference to proposed Ordinance presented at last meeting, to transfer \$150.00 from Code Account No. 1102 to No. 1105, the Account from which this transfer is to be made contains an excess and this amount will not be needed for the original purpose for which it was appropriated.

Yours very truly,

Willard H. Buente
Planning Director
Department of City Planning.
Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3213. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction of concrete steps and appurtenances thereto at various locations in the City of Pittsburgh, and for the payment of the costs thereof."

In Finance Committee, November 6, 1947, bill read and amended in Sec-

tion 1 by inserting in blank space the words, "Bond Fund No. 176, People's Bonds, General Public Improvements 1947, Series 'A'", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Gallagher	Weir
Leonard	Kilgallen (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3214. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the construction and reconstruction of sewers at various locations in the City of Pittsburgh, and all other work necessary in connection with the drainage areas served by the sewers, and appropriating funds for the payment of the cost thereof, including engineering and other necessary expenses in connection therewith."

In Finance Committee, November 6, 1947, bill read and amended in Section

1 by inserting in blank space the words, "Bond Fund No. 176, People's Bonds, General Public Improvement 1947, Series 'A'", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk.
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3264. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor to execute on behalf of the City of Pittsburgh an agreement with the Public Parking Authority of Pittsburgh providing for a loan by the City of Pittsburgh to the Public Parking Authority of Pittsburgh in the sum of \$75,000.00 for the establishment of off-street parking facilities."

In Finance Committee, October 28, 1947, bill read and amended in Section 1 by inserting the following: "pro-

vided, however, that not more than \$25,000.00 shall be advanced during the year 1947; the balance to be advanced during the year 1948," and as amended ordered returned to Council with an affirmative recommendation.

In Council, November 3, 1947, bill read and recommitted to the Committee on Finance.

In Finance Committee, November 6, 1947, bill read and further amended in Section 1 by inserting after the words, "by a bond issue or by the sale of notes" the following: "at the same rate of interest as that established from the sale of the first Peoples' Bond Issue," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Duff moved

To amend the bill by striking out in Section 1 the words which read: "with interest at the same rate which shall be paid by the City in borrowing this sum of \$75,000.00 by a bond issue or by the sale of notes"; also the word "advanced" wherever it appears be changed to read "loaned."

Which motion prevailed.

And the bill having been printed as amended and placed upon the members' desks was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3312. Resolution authorizing and directing the Delinquent Tax Collector to exonerate the following taxes assessed against Monga Land Company on property located in the 20th Ward:

\$898.61 for the year 1943.

\$998.45 for the year 1944.

Which was read.

Also

Bill No. 3315. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$303.88 in full settlement of unpaid flat rate water charges against the property of A. Finegold, 5239 Holmes street, 512, 514, 516, 518 and 520 McCandless avenue, and 5233 Kent way, for the year 1943.

Which was read.

Also

Bill No. 3316. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$200.00 in full settlement of unpaid flat rate water charges against the property of Salvatore Marotta, 907 Chestnut street, 23rd Ward, for the year 1930 and for the years 1935 to 1943, both inclusive.

Which was read.

Also

Bill No. 3219. Resolution authorizing and directing the Collector of Delinquent Taxes to exonerate all City taxes and water charges against 108½ acres of land assessed against Hampton Hall Improvement Company and Phillips Avenue Improvement Company, or their predecessors, situate in the 19th Ward, for the years 1932-1941, inclusive, and to satisfy tax liens

thereon, and charging the costs to the City of Pittsburgh.

Which was read.

Also

Bill No. 3381. Resolution authorizing the Mayor to file with the Civil Aeronautics Board a petition in behalf of the City to intervene in the Middle Atlantic Area Case at Docket No. 674, et al., C.A.B. for the purpose of augmenting the air carrier service to and from the County of Allegheny, if such petition to intervene is granted, to take whatever action he may deem advisable to accomplish the purpose of the intervention and further authorizing the Mayor on behalf of the City to join with the County of Allegheny in its action for rehearing, reargument or reconsideration of the order of said Civil Aeronautics Board, dated September 30, 1947, in the Middle Atlantic Area Case, Docket No. 674, et al., C.A.B.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 3317. Resolution authorizing the issuing of a warrant in favor of William Edwards in the sum of \$28.47 for repairs to automobile which was damaged when Mr. Edwards assisted in removing a stalled car from a busy thoroughfare in the business district of Pittsburgh, and charging

same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 3372. Report of the Committee on Public Works for November 6, 1947, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3332. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works, on behalf of the City to grant the Pennhi Corporation and D. B. Aronson the right to use and occupy 2¼" of the sidewalk in front of their property at 6022 Penn avenue while the present building shall continue to stand and waiving all damages by reason of such encroachment in consideration of the promise of the Pennhi Corporation and D. B. Aronson to relinquish and give up the said encroachment area upon the demolition or destruction of the present building.

In Public Works Committee, November 6, 1947, read and ordered returned to Council with an affirmative recommendation subject to report from the Department of Public Safety.

Which was read.

Also

No. 3373—

Department of Public Safety,
November 7, 1947.

Chairman and Members,
Committee on Public Works,

CITY COUNCIL.

Gentlemen:

In answer to your communication of November 6th, same being Bill No. 3332—Resolution granting Pennhi Corporation and D. B. Aronson, the right to use and occupy 2¼" of the sidewalk in front of the building at No. 6022 Penn avenue for the purpose of installing a steel enamel facing, on which the Committee on Public Works, City Council, desires a report.

This Department has no objection to this type of construction provided it meets with the Building Code of the City of Pittsburgh and that no windows will be covered which might prevent the use of same in case of fire.

Yours very truly,
George E. A. Fairley,
Director.

Which was read, received and filed.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle presented

No. 3374. Report of the Committee on Lands, Buildings and Hous-

ing for November 6, 1947, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3320. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Edward D. and Olive M. Johnson all that certain lot in the 27th Ward, being lot No. 50 on McClure avenue in the Brighton Manor Plan for the sum of \$1,800.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D.T.W.L. and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3321. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to John W. and Winifred Zimmer, all those certain lots situate in the 27th Ward, being a portion of Lot No. 227 and Lot No. 228 on Winters Way, for the sum of \$450.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D.T.W.L. and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3322. Resolution authorizing and directing the Law Department to petition the Court for the sale to A. M. Plascjak all those certain lots or pieces of ground situate in the 28th Ward, being Lot Nos. 35 and 36 on Merle street in the Bellhurst Garden Plan for the sum of \$550.00, and authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property.

Which was read.

Also

Bill No. 3323. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas

for the sale to William A. and Anna E. Cummings, all that certain lot situate in the 27th Ward, being Lot No. 23 on Viruth street in the Brighton Manor Plan for the sum of \$1,000.00, in accordance with Act No. 514 of 1947, the cost of the Court proceedings to be paid from Trust Fund D.T.W.L. and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3324. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Peter C. and Ann Gallagher all that certain lot situate in the 27th Ward, being Lot No. 41 on McClure avenue, in the Brighton Manor Plan for the sum of \$1,200.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D.T.W.L. and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3325. Resolution amending Resolution No. 82 of 1947, authorizing sale of property to Joe Schilit at 1812 Penn avenue for \$6,000.00, by directing the Solicitor for City and School Tax Liens to conduct proceedings to the satisfaction of the title company, paying for the costs of said proceeding from the funds of his office, to be later paid to said fund from the sale price of the property.

Which was read.

Also

Bill No. 3326. Resolution ordering and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Pittsburgh Outdoor Advertising Company all that certain lot situate in the 10th Ward, being Lot No. 1 on Butler street, in the Samuel Garrison Heirs Plan for the sum of \$650.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D.T.W.L., and repaid to said fund from the sale price.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Leonard presented

No. 3375. Petition for the opening and grading of Fredanna street.

Which was read and referred to the Committee on Public Works.

Mr. Weir moved

That the Minutes of Council of Monday, November 3, and Thurs-

day, November 6, 1947, be approved.

Which motion prevailed.

Mr. Duff moved

That Council recess until Wednesday, November 12, 1947, at 2:00 o'clock, P. M.

Which motion prevailed.

And

Council recessed.

Pittsburgh, Pa.,

Wednesday, November 12, 1947.

And the hour of 2:00 o'clock P. M., having arrived and the time of the recess having expired, Council reconvened and there were present:

Messrs:—

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

The Chair:

This is a recessed meeting from last Monday's meeting. I understand there is no business before us.

And upon motion of Mr. Duff

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Wednesday, November 12, 1947.

No. 49.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN-----President

JAMES W. PATTERSON-----City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Wednesday, November 12, 1947.

Council met pursuant to the following call:

Pittsburgh, November 12, 1947.

James W. Patterson,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Wednesday, November 12, 1947, at 2:00 o'clock, P. M., to consider Bill No. 3345, An Ordinance authorizing an increase in the indebtedness of the City of Pittsburgh in the amount of \$500,000.00 to pay the cost of general public improvements, etc.

Yours very truly,

Thomas E. Kilgallen
PRESIDENT OF COUNCIL.

Which was read, received and filed.

Pittsburgh, Pa.,

November 12, 1947.

Hon. Thomas E. Kilgallen,
President of Council.

Dear Sir:—

We, the undersigned members

of the Council of the City of Pittsburgh, do hereby waive the 48-hour rule and ask you as President of Council to call a special meeting of the body for Wednesday, November 12, 1947, at 2:00 o'clock, P. M., to consider Bill No. 3345, An Ordinance authorizing an increase in the indebtedness of the City in the amount of \$500,000.00 to pay the cost of general public improvements, etc.

Respectfully,

John T. Duff, Jr.
Thomas E. Kilgallen
Jos. A. McArdle
Walter R. Demmler
Thomas J. Gallagher
A. L. Wolk
Frederic G. Weir
Wm. Alvah Stewart
Edward J. Leonard.

Which was read, received and filed.

Present:—Messrs:

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

REPORTS OF COMMITTEE

Mr. Duff presented

No. 3376. Report of the Committee on Finance for November 12, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Mr. Duff moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 3345. An Ordinance entitled, "An Ordinance authorizing and directing an increase in the indebtedness of the City of Pittsburgh, in the amount of Five Hundred Thousand Dollars (\$500,000.00), and providing for the issuance of general obligation people's bonds in said amount to pay the cost of general public improvements, including the construction of concrete steps, the construction and reconstruction of sewers, and the construction and resurfacing of streets, as a partial exercise of the authority conferred by the electors at a Special Bond Election held the 9th day of September, 1947, and levying taxes for the payment of said bonds at maturity and for the payment of interest and State taxes thereon."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Leonard

Mr. President: This is all covered by the discussion we had this morning with the Director of the Department of Public Works, is that right?

Mr. Duff:

Mr. President: That is correct, as contemplated in the Peoples' Bond Issue, the work which can be done

during the winter and early spring.

Mr. Leonard:

Mr. President: Just for a point of information, in the entire Bond Issue, before we pass an ordinance such as this for \$500,000.00, will Council print on the bill what some of those improvements will be on any of the anticipated \$21,000,000.00?

Mr. Duff:

Mr. President: Not in the bond ordinances themselves. As far as the appropriating ordinances are concerned, they will all be set forth in detail in these ordinances.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler,	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Upon motion of Mr. Duff

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, November 17, 1947.

No. 50.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, November 17, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Absent: Mr. Leonard.

PRESENTATIONS

Mr. Demmler presented

No. 3377. Certificate of Emergency signed by the Mayor and the City Controller certifying to emergency with respect to transfer of \$3,400.00 from one code account to another in the Bureau of Water Department of Public Works.

Also

No. 3378. An Ordinance transferring the sum of \$3,400.00 from C. A. Nos. 1755, 1758, 1759, 1761, 1764, 1743 and 1745, to C. A. 1760 and C. A. 1765 in the Bureau of Water, Department of Public Works.

Which were read and referred to the Committee on Finance.

Mr. Duff presented

No. 3379. An Ordinance declaring the existence of an emergency and authoring the Mayor and the City Controller to borrow the sum of Three Hundred Thousand Dollars (\$300,000.00) by Emergency Notes payable December 31, 1947.

Also

No. 3380. An Ordinance appropriating and setting aside the sum of \$637,000.00 to Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, and the sum of \$50,000.00 to Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, from the General Fund.

Also

No. 3381. An Ordinance amending a portion of Section 9, City Treasurer, of Salary Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Also

No. 3382. An Ordinance transferring \$750.00 from Code Account No. 1060, Salaries, Regular Employees, Department of City Treasurer, to Code Account No. 1061, Salaries, Temporary Employees, Department of City Treasurer.

Also

No. 3383. An Ordinance providing for contracts for the leasing of 80 Column tabulating machines and equipment or equal for tax billing, delinquent tax collections and other municipal accounting services in the Department of City Treasurer for the year 1948, and for the payment thereof.

Also

No. 3384. An Ordinance authorizing and directing the acceptance of the sum of \$1,233.33 from the School District of Pittsburgh to be paid to the City of Pittsburgh for certain services to be performed in the Department of City Treasurer in December 1947 in the collection and accounting of the Mercantile License Tax assessed by the School District of Pittsburgh.

Also

No. 3385. An Ordinance authorizing and directing the acceptance of the sum of \$36,000.00 from the School District of Pittsburgh to be paid to the City of Pittsburgh for certain services to be performed in the Department of City Treasurer during the year 1948 in the collection and accounting of the Mercantile License Tax and Per Capita Tax assessed by the School District of Pittsburgh.

Also

No. 3386. Resolution exonerating unpaid City tax for the year 1947 in the amount of \$832.17 and meter water \$160.28 assessed against 556 South Negley Avenue, 7th Ward in the name of Protestant Home for Children, for the reason that the property has been purchased by the City and authorizing and directing the City Treasurer to so note on the tax books.

Also

No. 3387. Resolution authorizing and directing the City Treasurer to grant a tax credit to Pittsburgh and Western Railroad Company in the amount of \$27.58 being penalty, interest and discount paid on 1947 City tax on property at 22nd street and Allegheny River, 2nd Ward, the full tax having been paid promptly after assessment.

Also

No. 3388. Communication from Joseph F. Sassano offering compromise settlement of delinquent water charges against his property at 5011 Cypress street, 8th Ward.

Also

No. 3389. An Ordinance amending Ordinance No. 80, approved the

11th day of March, 1947, and Ordinance No. 81, approved the 11th day of March, 1947, and Ordinance No. 412, approved the 17th day of October, 1947, by striking out a portion thereof.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3390. An Ordinance amending a portion of Sections 69, 70, 71, 72, 73, 74, 75, 76 and 77, Department of Public Works, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 23, 1946

Also

No. 3391. An Ordinance transferring the sum of \$800.00 from Code Account No. 1597, Salaries, Division of Public Utilities, to Code Account 1530, Miscellaneous Services, in the Bureau of Engineering, Department of Public Works.

Also

No. 3392. An Ordinance transferring the sum of \$62,000.00 from Code Account Nos. 1676, 1676-1, 1676-2, 1676-4 and 1699 to Code Account No. 1676-4 in the Bureau of Refuse, Department of Public Works.

Also

No. 3393. An Ordinance authorizing the issuance of warrants in favor of City Auto Radiator and Welding Company in the sum of \$336.50, et al., in payment for automotive repairs and parts furnished in the Bureau of Automotive Equipment, D. P. W., for the benefit of the City without previous authority of law.

Also

No. 3394. Communication from Hillside Post Number 875 requesting an appropriation of \$1,500.00 for a community celebration on Independence Day, 1948.

Which were severally read and referred to the Committee on Finance

Also

No. 3395. An Ordinance ac-

cepting the dedication of certain property in the Nineteenth Ward of the City of Pittsburgh for public use for highway purposes for the widening of Midland street, Dorchester avenue and Dorchester way.

Also

No. 3396. An Ordinance accepting the dedication of property of the widening of Beechwood boulevard at the intersection of Northumberland street, as shown on the "Louis Steinbach Plan of Lots," in the Fourteenth Ward of the City of Pittsburgh, laid out by Louis Steinbach, and widening Beechwood boulevard in conformity with the provisions of the said dedication.

Also

No. 3397. An Ordinance supplementing Ordinance No. 161 of 1930, entitled, "An Ordinance fixing the width and position of unpaved roadways of streets in the City of Pittsburgh, reserving portions of such streets for curb and sidewalk construction, designating lines for establishment of curb sidewalk grades, regulating the construction and repair of sidewalk pavements, curbing and boardwalks and steps, imposing duties upon the owners of abutting or adjoining properties relative thereto, and providing for the collection of the costs thereof in default of payment by said owners," approved April 22, 1930.

Also

No. 3398. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheet Z—N10—E15, by changing from a "B" Residence, Thirty-five foot and First Area District to an "AB" residence, Forty-five foot and Second Area District, all that certain property bounded by Friendship avenue; the lines of the present "A" Residence District west of South Winebiddle street and north of Friendship avenue; South Winebiddle street; the line of the present "A" Residence District south of Coral street; the lines dividing properties fronting on the easterly side of South Winebiddle street and those to the east thereof; and a line parallel with and distant 125 feet west-

wardly from South Evaline street.

Which were severally read and referred to the Committee on Public Works.

Mr. Stewart (for Mr. Leonard) presented

No. 3399. Communication from the Department of Public Safety advising of institution of 60-day trial, effective November 5, 1947, of no parking at any time on Ivanhoe street and two hour parking on Vickroy, Locust, Bluff, Colbert and Hooper streets, from 8:00 o'clock, A. M. to 6:00 o'clock P. M.

Which was read, received and filed.

Mr. McArdle presented

No. 3400. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of August Barone and Annita Barone, his wife, lot on Middletown road, being Lot No. 2 in the Hodgson Plan for the sum of \$1,200.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3401. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to F. L. Hollis and Mildred M. Hollis, his wife, lots on Hillsboro street, being Nos. 10 and 11 in the Gibson Plan for the sum of \$250.00, in accordance with Act No. 514 of 1947, the cost of court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3402. Resolution amending Resolution No. 255, approved October 31, 1947, by striking out the words "Lots Nos. 111, 112, 113 and 114 on Dawn avenue" and inserting in lieu thereof the words "Lots Nos. 112, 113, 114 and 115 on Dawn avenue."

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Wolk presented

No. 3403. An Ordinance amending Section 1 of Ordinance No. 401, entitled, "An Ordinance authorizing the Bureau of Building Inspection to issue to S. H. DeRoy a permit for the removal of a projecting sign now existing at 408 Smithfield street and the re-erection thereof on the building located at 522 Wood street, the thickness of said sign being in excess of that permitted under Sub-section 4 of Section 7 of Ordinance No. 353, approved December 19, 1935," approved October 10, 1947.

Which was read and referred to the Committee on Public Safety.

Also

No. 3404. Communication from the Department of Public Works requesting an additional appropriation for the construction of a sewer on Leath way.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 3405. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$311.00 in full settlement of unpaid water charges against the property of Sabatino Sabatini, 304 Beltzhoover avenue, 18th Ward, for the years 1936 to 1941, both inclusive, and for the balance of 1943, and for the years 1944 and 1945.

Also

No. 3406. Communication from Municipal Foremen's Local 798 asking for a meeting with Council relative to salary adjustment for 1948.

Also

No. 3407. Communication from Curtis Blaustein making compromise offer of \$100.00 for delinquent water charges on property at 12 Ethyl street, 4th Ward, for years 1941 to 1947, inclusive.

Also

No. 3408. Communication from the Department of City Planning relative to erection of field house for athletic purposes adjacent to Schenley Plaza by the University of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Also

No. 3409. An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E15, by changing from a Third Area District to a Fourth Area District, all that certain property bounded by South Dithridge street; Henry street, Vance way and Filmore street.

Also

No. 3410. Communication from G. William Jones, Jr., Esq., complaining on behalf of George W. Jones of the condition of the street in front of property at 3550 Butler street.

Which were read and referred to the Committee on Public Works.

Also

No. 3411. Petition for installation of Stop and Go lights at Baum-boulevard and Enfield street, 8th Wafd.

Which was read and referred to the Committee on Public Safety.

Also

No. 3412. Communication from Swisshelm Park Civic Club complaining of dust and dirt conditions brought about by the present operation of the open hearth furnaces of the Carnegie-Illinois Steel Company in Homestead, Pa.

Which was read and referred to the Committee on Health and Sanitation.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3413. Report of the Committee on Finance for November 12, 1947, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3350. An Ordinance entitled, "An Ordinance authorizing the transfer of \$2,592.96 from Code Account Nos. 1650 and 1652 to Code Account No. 1650-3 in the Bureau of Highways and Sewers, Department of Public Works."

Which was read.

Also

Bill No. 3351. An Ordinance entitled, "An Ordinance transferring the sum of \$3,200.00 from Code Account Nos. 1620 and 1652 to Code Account No. 1655-3, all accounts being within the Bureau of Highways and Sewers, Department of Public Works." Which was read.

Also

Bill No. 3353. An Ordinance entitled, "An Ordinance transferring the sum of \$750.00 from Code Account No. 1466 to Code Account No. 1465, Bureau of Fire, D. P. S." Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher,	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 3069. An Ordinance entitled, "An Ordinance transferring \$61,000.00 from C. A. ----- to C. A. 1768, Fuel-Coal, in the Bureau of Water, Department of Public Works."

In Finance Committee, November 12, 1947, bill read and amended in Section 1 and in the title by inserting in blank space the words, "1597-2, Street Lighting," and as amended ordered returned to Council with an af-

firmative recommendation, subject to certificate of emergency being filed.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Also

No. 3414.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7th, 1901, P. L. 20, as amended by the Act of May 31st, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, The Director of the Department of Public Works, under date of November 14, 1927, in letters addressed to the Mayor and the City Controller, states that there is insufficient funds in Code Account No. 1768—Fuel-Coal, in the Mechanical Division of the Bureau of Water, to continue the delivery of coal upon which the pumping stations depend for maintaining the City's water supply, and that a deficit exists in the coal account for the following reasons:

1. The price of coal which it was necessary to pay exceeded that which was estimated as a basis for the original appropriation.

2. More coal was required than was provided for in the appropriation due to increased quantity of water pumped and to the greater requirement for coal caused by the repeated failures of boilers and pumps which necessitated the use of less efficient equipment and operating practices,

and

WHEREAS, Such appears as good and sufficient reason to impel the certi-

fication of an emergency under the circumstances;

NOW, THEREFORE, We, James P. Kirk, Deputy Mayor of the City of Pittsburgh and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the transfer of \$61,000.00 from Code Account No. 1597-2 to Code Account No. 1768 Fuel-Coal, Mechanical Division, Bureau of Water, to provide sufficient funds for the purchase of coal in order to maintain a proper water supply for the remainder of the year.

JAMES P. KIRK,
Deputy Mayor.

EDWARD R. FREY,
City Controller.

Dated: Nov. 17, 1947.

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being the affirmative, the bill passed finally.

Also

Bill No. 3227. An Ordinance entitled, "An Ordinance authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. _____, \$1,000.00 of said amount to be transferred into

Code Account No. 1483, Miscellaneous Services, and \$4,000.00 into Code Account No. 1484, Supplies, both of the latter accounts being assigned to the Bureau of Building Inspection."

In Finance Committee, November 12, 1947, bill read and amended in Section 1 and in the title by inserting in blank space the words, "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3346. An Ordinance entitled, "An Ordinance transferring \$1,000.00 from Code Account No. 1076, Witness Fees, to Code Account No. 1079, Equipment, Department of Law."

In Finance Committee, November 12, 1947, bill read and ordered returned to

Council with an affirmative recommendation, subject to report from Mr. Stewart.

Which was read.

Also

No. 3415—

Pittsburgh,

November 15, 1947.

President and Members of Council,
City of Pittsburgh.

Gentlemen:—

On Bill No. 3346, An Ordinance authorizing the transfer of \$1,000.00 from Code Account No. 1076, Witness Fees, to Code Account No. 1079, Equipment, Department of Law, which bill was returned to Council with an affirmative recommendation subject to a report from me, I wish to report as follows:

There is a considerable balance in the Witness Fees Account in excess of \$1,000.00 which will not be needed for the balance of the year. A \$28.00 balance exists in the Equipment account, and it is the intention of the City Solicitor to make this transfer so that needed items of equipment may be secured. These items include law books to the extent of \$328.00; replacement of a typewriter which is no longer serviceable, and other miscellaneous items, including charges to annual supplements to various sets of law books, and other legal publications, all of which are needed during the remainder of 1947. It is not intended to purchase any items which are not required or which may be deferred until next year.

Respectfully,

Wm. Alvah Stewart.

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed,

And the bill was read a second time and agreed to.

And the bill was read a third time

and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Stewart

Duff

Weir

Gallagher

Wolk

McArdle

Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3361. An Ordinance entitled, "An Ordinance amending a portion of Section 89, Department of Parks and Recreation, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' approved December 28, 1946, by deleting the limitation on time of employment of certain employees."

In Finance Committee, November 12, 1947, bill read and ordered returned to Council with an affirmative recommendation, subject to receipt of declaration of emergency by the Mayor and the City Controller.

Which was read.

Mr. Duff moved

That the bill be laid over pending receipt of declaration of emergency.

Which motion prevailed.

Also

Bill No. 3362. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the reconstruction of the sewer on Leath Way, Private Property of E. A. Liberator, Et Ux., and Pocusset street, from Hobart street to the existing sewer on Pocusset street, including engineering expenses and all other work necessary in connection with the drainage served by this sewer, and appropriating funds for the payment of the cost thereof."

In Finance Committee, November 12, 1947, bill read and amended in Section 1 by striking out the words, "Bond Fund No. 176, Peoples Bond, General Public Improvement 1947, Series A," and by inserting in lieu thereof the words, "Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, provided, however, that the amount herein transferred will be restored to Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, not later than December 23, 1947, from the proceeds of the sale of Peoples Bonds, General Public Improvements, 1947," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Wolk moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Mr. Gallagher presented

No. 3416. Report of the Committee on Public Works for November 12, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3352. An Ordinance entitled, "An Ordinance repealing Ordinance No. 395, approved August 13, 1940, entitled, 'An Ordinance authorizing and directing the construction of a public sewer on Springfield street and Hamburg street from Rhode Island street to the existing sewer on Hamburg street, northwest of Springfield street, to be carried out with aid furnished by the Federal Work Projects Administration, its successor or successors; providing for payment of the costs of construction work not borne by the Federal Work Projects Administration, its successor or successors, and that such costs, damages and expenses occasioned thereby be assessed

against and collected from property especially benefited'."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 3417. Report of the Committee on Lands, Buildings and Housing for November 12, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3357. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of a lot 127.18x105 Turner street, being Lot Nos. 19 to 23, inclusive, in the Crafton Park Plan, to Louis E. Johnston and Edith L. Johnston, his wife, for the sum of \$1,000.00.

Which was read.

Also

Bill No. 3358. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Charles A. Kampmeyer and B. Augusta Kampmeyer, his wife, lot on Caperton street, being part

of Lot No. 70 in the Bon Air Plan for the sum of \$200.00.

Which was read.

Also

Bill No. 3359. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Louis Steinbeck and Lillian M. Steinbeck, his wife, lot on Ciperton street, being part of Lot No. 67 and Lot Nos. 68 and 69 in the Bon Air Plan for the sum of \$700.00.

Which was read.

Also

Bill No. 3360. Resolution amending Resolution No. 59, approved April 3, 1947, authorizing the sale of City property at 206 Market street, 1st Ward, to Louis Minsky, for the sum of \$8,900.00 by striking out the words, "under the Act of May 21st, 1937, P. L. 787, as amended," and inserting in lieu thereof the words, "under Act No. 514 of July 5, 1947."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. McArdle presented

No 3418. Communication from the Department of City Planning relative to sale of City-owned property to the Board of Public Education in the vicinity of Stanton avenue.

Which was read and referred to the

Committee on Lands, Buildings and Housing.

Mr. Demmler:

Mr. President: I ask for the unanimous consent of the members of Council for permission to place on the record an extended statement of my position on the matter of revenue for the City. Since there is to be a hearing on the three new tax measures now before Council on next Wednesday, November 19, 1947, I want to make my position clear. Do I have this unanimous consent?

Mr. Gallagher:

Mr. President: I don't want to give my consent to something when I don't know what is going into the record. I may object.

Mr. Demmler:

Mr. President: I might say that virtually the entire statement is taken from statements I made in Council the last year and which appear in the records of Council. I am not asking to place anything new on the record of Council, but I will say that if you do not wish me to place it on record I will give my statement to the newspapers, and that is neither here nor there.

Mr. Gallagher:

Mr. President: I don't like to disagree but as one member of Council I am not going to give my consent to something I don't know anything about. Mr. Demmler said he will give it to the newspapers. I think the newspapers already have it. I saw the members of the press with copies of it a few minutes ago.

The Chair:

The Chair would like to hear what Mr. Demmler has to say. It is not necessary to have the unanimous consent of Council for a member of Council to speak.

Mr. Gallagher:

Mr. President: When a member of Council asks for unanimous consent to make a statement I have the right to ask.

The Chair:

No member of Council needs

to get the unanimous consent in order to speak to us.

Mr. Demmler:

Mr. President: Under the present conditions I prefer not to make any statement for the record, but I will give it to the newspapers, for I have already been asked at State College as to my position.

Mr. Gallagher:

Mr. President: I am for the right of free expression but Mr. Demmler should have asked for special privilege, that is his prerogative, but when he is asking for unanimous consent, I am objecting to it.

Mr. Demmler:

Mr. President: I well appreciate Mr. Gallagher's position and we are just as good friends as we were before, but I still ask for unanimous consent.

The Chair:

It is not necessary. The Chair will recognize you whenever you want to talk.

Mr. Weir moved

That the Minutes of Council of Monday, November 10, and Wednesday, November 12, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, November 24, 1947.

No. 51.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, November 24, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

PRESENTATIONS

Mr. Duff presented

No. 3419. An Ordinance levying and assessing taxes and water rents for the fiscal year beginning January 1, 1948, and ending December 31, 1948, upon all property subject to taxation within the limits of the City of Pittsburgh.

Also

No. 3420. An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1948.

Also

No. 3421. An Ordinance fix-

ing the number of officers and employees of all department of the City of Pittsburgh, and the rate of compensation thereof.

Also

No. 3422. An Ordinance fixing the interest rate on General Public Improvement Peoples Bonds of 1947, Series A, and levying an annual tax to pay the principal, interest and any tax levied on said bonds.

Also

No. 3423. An Ordinance transferring the sum of \$3,155.00 from Code Account No. 170-3, Master Plan, to Code Account No. 169, Geodetic and Topographic Survey, within the Department of City Planning.

Also

No. 3424. Resolution authorizing the Treasurer to accept the face amount of the balance due, \$294.00, in full settlement for 1946 real estate taxes on property of Oswald & Hess in the 24th Ward.

Also

No. 3425. Communication from the City Treasurer submitting statement of the collection of delinquent taxes for the period November 1, 1947 to November 15, 1947; also statement of the collection of the accounts of the City Solicitor.

Also

No. 3426. Communication from Mrs. Mary D. Connor, 237 Shaler street, relative to compromise settlement of delinquent water rents against her property.

Which were severally read and referred to the Committee on Finance.

Mr. Gallagher presented

No. 3427. An Ordinance amending Section 1 of Ordinance No. 193, approved May 31, 1947, entitled, "An Ordinance providing for a contract or contracts for the grading, paving and curbing of Twenty-Nine and a Half street, from Railroad street northwardly 432 feet to North line of private right-of-way of the Crucible Steel Company, including the laying of a water line thereon and also the construction of a storm sewer on private right-of-way of the Crucible Steel Company from northerly terminus of Twenty-Nine and a Half street to Thirtieth street, and the installation of drainage facilities at Thirtieth street and railroad street, and for the payment of the cost thereof."

Also

No. 3428. Communication from the Department of Public Works advising of extra work in connection with construction of concrete steps on Barry street, from Mission street to Josephine street.

Also

No. 3429. Communication from the Department of Public Works advising of extra work on the contract for the paving of 29½ Street, from Railroad street northwardly 432 feet, at a cost of \$1,650.00.

Which were severally read and referred to the Committee on Finance.

Also

No. 3430. An Ordinance accepting the dedication of Dunster street, La Moine street and Effort way, as shown on "Dunster Plan of Lots" in the Nineteenth Ward of the City of Pittsburgh, opening and naming the same and establishing the grades of Dunster street and La Moine street.

Also

No. 3431. An Ordinance authorizing the Mayor and the Director of the Department of Public Works for and on behalf of the City of Pittsburgh, to enter into an agreement with the Neville Realty Company, owner and developer, providing for the grading, paving and curbing to include necessary drainage, of Maple Heights Court, from Maple Heights road to the easterly terminus.

Which were read and referred to the Committee on Public Works.

Also

No. 3432. Communication from Hillside Post No. 875, The American Legion, asking for the placing of policewoman at the corner of South 18th Street and Pius street, 17th Ward, to protect school children.

Which was read and referred to the Committee on Public Safety.

Mr. Leonard presented

No. 3433. An Ordinance amending a portion of Section 49, Bureau of Traffic Planning, Department of Public Safety, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Also

No. 3434. An Ordinance authorizing the issuance of a warrant in favor of Dr. B. L. Corbett in the amount of \$77.99 in payment for services rendered in connection with the Mayor's Highway Safety Conference held November 6, 1947, for the benefit of the City without previous authority of law.

Also

No. 3435. An Ordinance authorizing the issuance of a warrant in favor of Fritz Kubitz in the sum of \$300.00 for services rendered the Bureau of Building Inspection, without previous authority of law.

Which were severally read and referred to the Committee on Finance.

Also

No. 3436. An Ordinance providing for the letting of a contract for the furnishing and delivery of window shades for the Bureaus of Fire and Police, Department of Public Safety, and for the payment thereof.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle presented

No. 3437. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to pe-

tion the Court of Common Pleas for the sale of lot on Palm Beach avenue, being Lot No. 464 in the West Liberty No. 1 Plan, to Michael Bapa and Rose Bapa, his wife, for the sum of \$700.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3438. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Henry F. and Margaret C. Diers, his wife, lot on Gladys avenue, being Lot No. 8 in the West Liberty Plan No. 2, for the sum of \$910.00, in accordance with Act No. 514 of 1947, the cost of court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3439. Resolution authorizing and directing the Mayor to execute and deliver a deed to Eugene Meyer and Elizabeth S. Meyer, his wife, all those certain lots or pieces of ground situate in the 14th Ward, being Lot No. 361 and part of Lot No. 362 on Philander street in the McKelvey Grove Plan for the sum of \$185.00.

Also

No. 3440. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Arthur R. Weissflog and Lois M., his wife, of lots on Sanborn street, being Lot No. 260 and part of Lot No. 261 in the Ideal No. 1 Plan, for the sum of \$350.00, in accordance with Act No. 514 of 1947, the cost of court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 3441. An Ordinance providing for contracts for the maintenance or repair of buildings, structures, equipment, tools and other properties and their appurtenances of the City of

Pittsburgh in the custody of the Department of Parks and Recreation, and for miscellaneous services in said department during the calendar year ending December 31, 1948, and for the payment of the cost thereof.

Which was read and referred to the Committee on Finance.

Mr. Weir presented

No. 3442. An Ordinance transferring the sum of \$18,000.00 from Code Account No. ----- to Code Account No. 1231-4, Drug Supplies, Tuberculosis Hospital, Department of Public Health.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 3443. An Ordinance vacating Dilworth way, from Cowan street to Flag way, and Flag way, from Dilworth way to the line dividing Lot Nos. 44 and 45 in Richard Cowan's Plan of Lots.

Also

No. 3444. Petition for the vacation of Oxline street, between North Avenue West and the south line of Liverpool street.

Also

No. 3445. An Ordinance vacating Oxline street in the 21st Ward, Pittsburgh, between North Avenue West and the south line of Liverpool street, subject to certain conditions.

Also

No. 3446. Petition for the vacation of Pennsylvania avenue, between Preble avenue and the westerly terminus.

Also

No. 3447. An Ordinance vacating Pennsylvania avenue in the 21st Ward, Pittsburgh, between Preble avenue and the westerly terminus, subject to the City's right in a sewer underneath said street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also (by request)

No. 3448. An Ordinance amending Ordinance No. 372, approved August 9, 1923, Zone Map Sheet Z—O—

E15, by changing from a Commercial District to a Light Industrial District, all that certain property bounded by Miller street; Clark way; a line parallel with and distant 100 feet northeastwardly from Miller street and Alward street.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 3449. Communication from the City Firemen's Protective Association requesting a meeting with the Budget Committee for the year 1948.

Also

No. 3450. Resolution of the Auxiliary Police of Pittsburgh supporting the request of the Fraternal Order of Police for an increase in wages and a 40 hour week.

Also

No. 3451. Communication from Housing and Sanitary Inspectors Union No. 20966, asking for a hearing with respect to an increase in salary for Sanitary Inspectors.

Also

No. 3452. Communication from Leo C. Brown, Identification Officer, Bureau of Police, relative to an increase in salary.

Also

No. 3453. Communication from Romeo Scuitti, Supervisor, Bureau of Highways and Sewers, Department of Public Works, requesting an increase in salary in the 1948 budget.

Also

No. 3454. Communication from City Employees Local No. 239 requesting a meeting with the Budget Committee in order to present recommendations in regard to wages, salaries, hours, etc.

Which were severally read and referred to the Committee on Finance.

Also

No. 3455. Communication from Mrs. R. O. Johnston complaining of the condition of Winton street, 18th Ward.

Also

No. 3456. Petition of the resi-

dents of Banksville avenue and vicinity for the resurfacing of the Old Banksville avenue, between Wenzel avenue and McMonagle avenue.

Also

No. 3457. Petition for the paving of Buffington avenue, from Framp-ton street to the entrance of McKinley Park.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3458. Communication from Jas. H. Matthews Company relative to the installation of two traffic lights on West Liberty avenue in the vicinity of Brookside avenue.

Which was read and referred to the Committee on Public Safety.

Also

No. 3459.

Pittsburgh, Pa.,

November 24, 1947.

President and Members

City Council

City of Pittsburgh

Gentlemen:

If it meets with the approval of Council, I should like to present in person to your Honorable Body, the Budget Estimates for 1948.

The Estimates are ready for transmittal, and I would like to place them before you today, at your convenience.

Very truly yours,

DAVID L. LAWRENCE,
Mayor.

Which was read, received and filed.

Mr. Duff moved

That the Mayor be invited to present the Budget Estimates in person of the various departments of the City government for 1948 at the close of this body's session, and that a committee be appointed to escort the Mayor to the Council Chamber.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3460. Report of the Committee on Finance for November 18, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also

Bill No. 3377.

CITY OF PITTSBURGH

CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7th, 1901, P. L. 20, as amended by the Act of May 31st, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, The Director of the Department of Public Works by letters dated November 8, 1947, addressed to the Mayor and to the City Controller states that there is insufficient funds in Code Accounts 1760, Wages, Regular Laborers, and 1765, Wages, Temporary Laborers, in the Mechanical Division, to maintain the City's water supply, for the reason that the funds appropriated thereto have become exhausted because of overtime work required to care for major emergencies in the water supply system; and

WHEREAS, A surplus exists in the following Code Accounts within the Department of Public Works:

1755, Salaries, Regular Employees, Mechanical Division.

1758, Wages, Regular Laborers, April to June, Mechanical Division.

1759, Wages, Regular Laborers, July to Sept., Mechanical Division.

1761, Wages, Temporary Employees, Mechanical Division.

1764, Wages, Temporary Laborers, July to Sept., Mechanical Division.

1743, Wages, Regular Laborers, Jan. to March, Filtration Division.

1745, Wages, Regular Laborers, July to Sept., Filtration Division.

and

WHEREAS, Such appears as good and

sufficient reason to impel the certification of an emergency under the circumstances;

NOW, THEREFORE, We, James P. Kirk, Deputy Mayor of the City of Pittsburgh and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the transfer of \$3,400.00 from the various Code Accounts in which a surplus exists to the following Code Accounts:

1760, Wages, Regular Laborers, Oct. to Dec., Mechanical Division.

1765, Wages, Temporary Laborers, Oct. to Dec., Mechanical Division

for a total of \$3,400.00, all within the Department of Public Works, for the purpose of providing sufficient funds as above set forth.

JAMES P. KIRK,
Deputy Mayor.

EDWARD R. FREY,
City Controller.

Dated: November 17, 1947.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3378. An Ordinance entitled "An Ordinance transferring the sum of \$3,400.00 from C. A. Nos. 1755, 1758, 1759, 1761, 1764, 1743 and 1745, to C. A. 1760 and C. A. 1765, in the Bureau of Water, Department of Public Works."

Which was read.

Also

Bill No. 3383. An Ordinance entitled, "An Ordinance providing for the leasing of 80 Column Tabulating Machines and equipment or equal for tax billing, delinquent tax collections and other municipal accounting services in the Department of City Treasurer for the year 1948 and for the payment thereof."

Which was read.

Also

Bill No. 3384. An Ordinance entitled, "An Ordinance authorizing and directing the acceptance of the

sum of \$1,233.33 from the School District of Pittsburgh to be paid to the City of Pittsburgh for certain services to be performed in the Department of City Treasurer in December, 1947, in the collection and accounting of the Mercantile License Tax assessed by the School District of Pittsburgh."

Which was read.

Also

Bill No. 3385. An Ordinance entitled, "An Ordinance authorizing and directing the acceptance of the sum of \$36,000.00 from the School District of Pittsburgh to be paid to the City of Pittsburgh for certain services to be performed in the Department of City Treasurer during year 1948, in the collection and accounting of the Mercantile License Tax and Per Capita Tax assessed by the School District of Pittsburgh."

Which was read.

Also

Bill No. 3389. An Ordinance entitled, "An Ordinance amending Ordinance No. 80, approved the 11th day of March, 1947, and Ordinance No. 81, approved the 11th day of March, 1947, and Ordinance No. 412, approved the 17th day of October, 1947, by striking out a portion thereof."

Which was read.

Also

Bill No. 3391. An Ordinance entitled, "An Ordinance transferring the sum of \$800.00 from Code Account No. 1597, Salaries, Division of Public Utilities, to Code Account 1530, Miscellaneous Services, in the Bureau of Engineering, Department of Public Works."

Which was read.

Also

Bill No. 3381. An Ordinance entitled, "An Ordinance amending a portion of Section 9, City Treasurer, of Salary Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' approved December 28, 1946."

In Committee on Finance, November 18, 1947, bill read and ordered returned to Council with an affirmative

recommendation, subject to declaration of an emergency by the Mayor and the City Controller.

Which was read.

Also

No. 3461.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, by letter dated November 13, 1947 addressed to the Mayor and the Controller, the City Treasurer has stated that additional employees will be required in the Department of City Treasurer for the collection and accounting of the mercantile license tax assessed by the School District of Pittsburgh; and

WHEREAS, such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

NOW, THEREFORE, we, James P. Kirk, Deputy Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring an amendment to Section 9, City Treasurer, of the Salary Ordinance for the year 1947, to create two (2) additional positions as cashiers to handle the additional work resulting from the collection of the mercantile license tax imposed by the School District of Pittsburgh.

JAMES P. KIRK.

Deputy Mayor.

EDWARD R. FREY.

Controller.

Dated: November 1947.

Which was read, received and filed

Also

Bill No. 3382. An Ordinance entitled, "An Ordinance transferring

\$750.00 from Code Account No. 1060, Salaries, Regular Employees, Department of City Treasurer to Code Account No. 1061, Salaries, Temporary Employees, Department of City Treasurer."

In Finance Committee, November 18, 1947, bill read and ordered returned to Council with an affirmative recommendation, subject to declaration of an emergency by the Mayor and the City Controller.

Which was read.

Also

No. 3462.

**CITY OF PITTSBURGH
CERTIFICATE OF EMERGENCY**

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, by letter dated November 13, 1947 addressed to the Mayor and the Controller, the City Treasurer has stated that additional employees will be required in the Department of City Treasurer for the collection and accounting of the mercantile license tax assessed by the School District of Pittsburgh; and

WHEREAS, such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

NOW, THEREFORE, we, James P. Kirk, Deputy Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the transfer of the sum of \$750.00 to Code Account No. 1061, Salaries, Temporary Employee, Department of City Treasurer, for the collection of the mercantile license tax assessed by the School District of Pittsburgh.

JAMES P. KIRK,
Deputy Mayor.

EDWARD R. FREY,
Controller.

Dated: November 24, 1947.

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and the noes were taken agreeably to law and were:

Ayes.—Messrs.:

Demmler	Stewart
Duff	Weir
Gallagher	Kilgallen, (Pres't)

(Messrs. Leonard and Wolk not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 3380. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of \$637,000.00 to Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, and the sum of \$50,000.00 to Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, from the General Fund."

In Finance Committee, November 18, 1947, bill read and ordered returned to Council with an affirmative recommendation, subject to declaration of emergency by the Mayor and the City Controller.

Which was read.

Mr. Duff moved

That the bill be laid over pending receipt of declaration of emergency by the Mayor and the City Controller.

Which motion prevailed.

Also

Bill No. 3392. An Ordinance entitled, "An Ordinance transferring the sum of \$62,000.00 from Code Account Nos. 1676, 1676-1, 1676-2, 1676-4 and 1699 to Code Account No. 1676-3, in the Bureau of Refuse, Department of Public Works."

In Finance Committee, November 18, 1947, bill read and ordered returned to Council with an affirmative recommendation, subject to declaration of emergency by the Mayor and the City Controller.

Which was read.

Mr. Duff moved

That the bill be laid over pending receipt of declaration of emergency by the Mayor and the City Controller.

Which motion prevailed.

Also

Bill No. 3362. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the reconstruction of the sewer on Leath Way, Private Property of E. A. Liberator, et ux., and Pocusset street, from Hobert street to the existing sewer on Pocusset street, including engineering expenses and all other work necessary in connection with the drainage served by this sewer, and appropriating funds for the payment of the cost thereof."

In Committee on Finance, November 18, 1947, bill read and further amended in Section 1 by striking out the amount, "\$18,000.00" and by inserting in lieu thereof the amount, "\$30,000.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Gallagher	Kilgallen, (Pres't)
Stewart	

(Mr. Leonard not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3390. An Ordinance entitled, "An Ordinance amending a portion of Sections 69, 70, 71, 72, 73, 74, 75, 76 and 77, Department of Public Works, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

In Finance Committee, November 18, 1947, bill read and amended by inserting the following Whereas clause: "WHEREAS, A Certificate of Emergency has been signed by the Mayor and the City Controller, relating to this matter, Therefore," and as amended ordered returned to Council with an affirmative recommendation, subject to declaration of emergency by the Mayor and the City Controller.

Which was read.

Mr. Duff moved

That the bill be laid over pending receipt of declaration of emergency by the Mayor and the City Controller.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 3393. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of City Auto Radiator and Welding Company in the sum of \$336.50, et al., in payment for automotive repairs and parts furnished in the Bureau of Automotive Equipment, D. P. W., for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings

and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Stewart

Duff Weir

Gallagher Kilgallen (Pres't)

(Messrs. Leonard and Wolk not voting).

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3386. Resolution exonerating unpaid City tax for the year 1947 in the amount of \$832.17 and meter water \$160.28 assessed against 556 South Negley avenue, 7th Ward, in the name of Protestant Home for Children, for the reason that the property has been purchased by the City and authorizing and directing the City Treasurer to so note on the tax books.

Which was read.

Also

Bill No. 3387. Resolution authorizing and directing the City Treasurer to grant a tax credit to Pittsburgh and Western Railroad Company in the amount of \$27.58 being penalty, interest and discount paid on 1947 City tax on property at 22nd Street and Allegheny River, 2nd Ward, the full tax having been paid promptly after assessment.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being

taken were:

Ayes:—Messrs.

Demmler Stewart

Duff Weir

Gallagher Kilgallen, (Pres't)

(Messrs. Leonard and Wolk not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 3405. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$311.00 in full settlement of unpaid water charges against the property of Sabatino Sabatini, 304 Beltzhoover avenue, 18th Ward, for the years 1936 to 1941, both inclusive, and for the balance of 1943, and for the years 1944 and 1945.

In Finance Committee, November 18, 1947, read and amended by inserting at the end thereof the following words: "provided that all costs in connection therewith shall be paid by Sabatino Sabatini," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler Stewart

Duff Weir

Gallagher Kilgallen (Pres't)

(Messrs. Leonard and Wolk not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Gallagher presented

No. 3463. Report of the Committee on Public Works for November 18, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3226. An Ordinance entitled, "An Ordinance widening Sorrento street between points 81.02 feet and 184.39 feet south of Minott street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Duff

Gallagher

Stewart

Weir

Wolk

Kilgallen, (Pres't)

(Mr. Leonard not voting).

Ayes 7. Noes none.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3395. An Ordinance entitled, "An Ordinance accepting the dedication of certain property in the

Nineteenth Ward of the City of Pittsburgh for public use for highway purposes for the widening of Midland street, Dorchester avenue and Dorchester way."

Which was read.

Also

Bill No. 3396. An Ordinance entitled, "An Ordinance accepting the dedication of property for the widening of Beechwood Boulevard at the intersection of Northumberland street, as shown on the 'Louis Steinbach Plan of Lots,' in the Fourteenth Ward of the City of Pittsburgh, laid out by Louis Steinbach, and widening Beechwood Boulevard in conformity with the provisions of said dedication."

Which was read.

Also

Bill No. 3397. An Ordinance entitled, "An Ordinance supplementing Ordinance No. 161 of 1930, entitled, 'An Ordinance fixing the width and position of unpaved roadways of streets in the City of Pittsburgh, reserving portions of such streets for curb and sidewalk construction, designating lines for establishment of curb sidewalk grades, regulating the construction and repair of sidewalk pavements, curbing and boardwalks and steps, imposing duties upon the owners of abutting or adjoining properties relative thereto, and providing for the collection of the costs thereof in default of payment by said owners,' approved April 22, 1930."

Which was read.

Mr. Gallagher moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Stewart

Duff

Weir

Gallagher

Kilgallen, (Pres't)

(Messrs. Leonard and Wolk not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Stewart (for Mr. McArdle) presented

No. 3464. Report of the Committee on Lands, Buildings and Housing for November 18, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3400. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to August Barone and Anita Barone, his wife, lot on Middletown road, being Lot No. 2 in the Hodgson Plan, for the sum of \$1,200.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D. T. W. L. and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3401. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to F. L. Hollis and Mildred Hollis, his wife, lots on Hillsboro street, being Lots Nos. 10 and 11 in the Gibson Plan for the sum of \$250.00, in accordance with Act No. 514 of 1947, the cost of court proceedings to be paid from Trust Fund D. T. W. L. and repaid to said fund from the sale price.

Which was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage

the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Stewart

Duff

Weir

Gallagher

Kilgallen, (Pres't)

(Messrs. Leonard, Wolk not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 3402. Resolution amending Resolution No. 255, approved October 31, 1947, by striking out the words, "Lots Nos. 111, 112, 113 and 114 and 115 on Dawn avenue."

In Lands, Buildings and Housing Committee, November 18, 1947, read and amended by inserting after the words, "approved October 31, 1947," the words "authorizing the sale of lots to Sebastian Delpercio and Loretta Delpercio," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Stewart moved

That the amendment of the Lands, Buildings and Housing Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler

Stewart

Duff

Weir

Gallagher

Kilgallen, (Pres't)

(Messrs. Leonard and Wolk not voting).

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the

resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Demmler:

Mr. President:

I rise as a matter of personal privilege to make a statement of my position regarding city revenue matters, for the record, which statement, I hope, will be clear, understandable and not misrepresented or misinterpreted.

During the summer of 1933 I was told by a member of a sub-committee of the Democratic County Committee that my name was being considered as a candidate for City Council and I was asked whether I would consent to be a candidate at the primary election. After consideration and consultation, I consented to have my candidacy placed before the committee.

During the primary campaign and the election campaign of 1933, and during every campaign since, I have tried to clearly state my position, and in most of my talks, taxes and the proper source of this revenue was the main subject.

In the statement which I gave to the press last Monday, November 17, 1947, I thought that my position was made clear and plain, and I regret very much any false interpretation or impression which may have been made by the news items which appeared. By far the greater part of my statement consisted of quotations from remarks of mine printed in the Municipal Record, to which remarks no objections have been made. To save cost of printing I will not quote them now, and they can be read from the record by anyone interested.

Search of the Municipal Record shows that during my membership in City Council I made remarks regarding tax revenue as follows: In 1935 once; in 1943 three times, in 1944 four times, in 1945 six times and in 1946 eleven times. In 1947 I am unable to tell how many times I spoke on this subject as the complete record has not yet been bound.

In my statement given to the press last Monday, I stated:

"Pittsburgh is a great city. Its past history, the present indications and activity, and the basic plans for future development, all prove the fact of its greatness. Not only plans for the future, but the actual improvements that are being made today by industry, the building operators, and business prove the fact that Pittsburgh is going forward.

"Need I mention the progress that is being made on the Point Park, the Pitt Parkway (Routes 22 and 30) through the City, the Crosstown thoroughway, the Public Parking Authority, the Urban Redevelopment Authority, the Allegheny County Sanitary Authority, and the improvements which will be made by the City and County through the bond issues authorized.

"Pittsburgh can be proud of the fact that in the past it has not burdened its citizens, nor our neighboring citizens who work and do business in our City, with the many nuisance taxes which we find elsewhere. The City has depended upon the revenue which it collects, and needs, from the taxes which it levies upon the separate assessments of the land (location value) and upon the improvements (buildings).

"From many sources we hear the statement that 'real estate (meaning land and buildings) cannot longer bear the tax burden'; 'that real estate taxes are too high'; 'that the City taxes on real estate are driving business and industry from the City.'

"I do not subscribe to these statements."

"Referring to my past statements I quote from the Municipal Record of Council:—

"December 2, 1946—"The City of Pittsburgh and Allegheny County are anxious to keep old established industries and also to attract new industries to this area. I believe that by relieving the tax burden on improvements and by removing the county tax on machinery in the cities, will help this situation.

"The City is also anxious to retain the home owners now living within

the City and to have new homes erected. The City should sponsor legislation which would induce this new building by reducing the tax on improvements'."

"May 19, 1947—"I cannot understand why the realtors as represented by the Pittsburgh Real Estate Board and the Home, Farm and Property Owners Association, are constantly decrying Pittsburgh. I sincerely hope that these bodies will more carefully consider Pittsburgh's present condition and its prospects for the future'."

"That the City will need more revenue in 1948 than was had in 1947 is a fact which should be evident to everyone. The differences of opinions which exist, and are expressed, regard the kind and source of this additional revenue.

"I do not agree that we should impose new taxes. We should collect as near as possible the full amount of the taxes that are levied on land and buildings. These taxes, levied on the proper assessment, should be sufficient to meet the expenses of the City.

"I do not have the figures for the 1948 assessed values upon which to place an estimate of City revenue from this source for 1948.

"The indications are that the total assessment for 1948 will show an increase.

"Prices which are being paid for properties, especially business locations, and the rates being charged for ground leases, show that the City taxes on land could and should be increased. All the improvements which are being made, and which will be made, will increase the value of the sites in Pittsburgh and will produce increased revenues. I say, 'Collect this revenue.'"

The Pittsburgh Press, in an editorial entitled, "Why Must Some Pay For All?", printed November 19, 1947, said:

"City Hall needs more money. Even the worst critics of the city administration will concede that.

"In the face of inflationary prices and the wide range of municipal ser-

vices which the public seems to demand, the cost of city government has skyrocketed—like everything else.

"To meet these costs, it would be wholly unreasonable to saddle real estate with more of the load. Real estate now pays by far the largest percentage of the cost.

"It is reasonable to look to other sources for revenue. What those sources should be is not easy to say. No tax is painless. And every time an item is cracked by a new tax these days it adds that much more to the whirlwind of inflation.

"This goes especially when a single object of taxation is given a double dose—as indicated by city and school plans for new levies.

* * *

"But whatever the new taxes selected by City Hall—and the School Board—they would come with greater grace, and less likelihood of stormy public opposition, if present sources of revenue had been tapped to the limit.

"The City, for instance, now has outstanding more than 13 million dollars in uncollected taxes and water bills.

"It has been running up a delinquency of about a million a year the last six years. These were good years, years in which more people had more money than ever before. If the city can't—or won't—collect in these years, what will it do in poor years?

"It may be true that even with 100 per cent collection of these delinquencies, the city still would need new taxes, although Councilman Walter R. Demmler says that isn't so.

"What is happening is that the majority of taxpayers are meeting their obligations on time. They also are meeting the obligations of those who are delinquent, for the payers make up for the non-payers.

"Now more taxpayers are being asked to kick in more funds, still—in part, at least—to make up for the non-payers.

"This is unfair. It is bad business. It does not help commend a new tax program."

The title of this editorial and the editorial itself, I hope, has set many persons to thinking more about taxes. Who pays the City taxes that are now levied on land and buildings? The landlord? The property owner? The renter? The merchant?

From statements made and from news releases printed one would get the impression that the real estate owner is the only one who pays the city taxes and all others do not contribute or pay a cent of these taxes. It is often said that the person who does not live in the City pays no city taxes. I ask, "Does not the non-resident who rents any space in the city for his business and pays his rent, pay taxes?" The renter certainly pays these taxes for the landlord acts only as a collector in regard to taxes. Every person who comes into the City and purchases any article, pays for parking his automobile, eats a meal, consults and engages a lawyer who has an office and pays rent, sees a movie, or does business of any kind, pays taxes.

The record made by the Democratic Party in Council since 1934 to date is one of which the administration can be proud, and I am proud of having had a small part in it in trying to serve my city. The record of the Party regarding taxes and tax matters during these fourteen years is one which can only merit praise.

There come to my desk many publications to which I subscribe and from which I have been able to get facts regarding conditions in other cities. Among these publications are: "The Tax Digest," "Public Management," "Municipal Finance," "National Municipal Review," "The Bulletin of the National Tax Association," "Tax Policy," "Just a Moment" by the Buffalo Municipal Research Bureau, "Citizens' Business" by Philadelphia Bureau of Municipal Research, "American Municipal News," "Washington News Letter," "The American City" published in New York, "The Weekly Letter to Council" by the City Manager of Kansas City, Missouri, "The Bulletin" of

the Municipal Reference Library of New York City, and others.

Naturally time does not permit one to read everything in these publications, but one is able to get a picture of the conditions that exist in other cities. I believe Pittsburgh stands well in the front of all other cities in regard to municipal activities.

It has also been my privilege and pleasure to be able to attend various conferences, both in the State of Pennsylvania and in New York City and Chicago. It has also been my privilege to visit many cities and to meet many officials of the same. An interesting happening will illustrate the benefit of these visits. Early this summer, in talking to a resident of the City of Pittsburgh regarding city services, the party made reference to what was claimed to be poor garbage and rubbish collection. I asked to see the latest complaints which had been received during that past week and was shown two post cards; one postcard stated that collections had been made every week regularly and the other one stated that it had been eight days for the last two collections. The party with whom I was talking stated that collections were not good enough and should be twice a week like in Cincinnati. Going to Cincinnati a few weeks later with Director Devlin and Superintendent Hughes, we inquired from the City Manager regarding their collections. He told us that they had been compelled to go to a 10-day collection and were seriously considering going to a two-week collection. This question of refuse collection is one which has received considerable publicity.

In a circular which I had printed September 15, 1944, I listed the cost of refuse collection in the City of Pittsburgh. In the circular I asked for comments on those figures, and to date have received none. In that circular I also state:

"I believe the City should seriously consider the municipal removal of ashes. It is estimated that there would be about 151,000 tons of ashes per year which would need to be collected. The cost for bi-weekly col-

lections during the winter season and a monthly collection during the balance of the year is estimated at \$290,000.00 This cost would not be a total additional expense, as the City already has the expense of removing ashes which are now being dumped in unsightly piles of vacant lots and hillsides.

"The City would also be saved the expense and trouble of removing the ashes from catch basins and sewers.

"With the City instituting a complete collection of garbage, rubbish and ashes there would then be no excuse for anyone dumping any refuse and creating an unsightly City."

At the Committee hearing on the three new tax bills which was held on Wednesday, November 19th, mention was made regarding industry leaving Pittsburgh because of City taxes. This statement had been made a number of times in the past, and I had asked the Real Estate Board of Pittsburgh to give me the name of one industry which had left Pittsburgh because of city taxes. I never received a reply in writing, but Mr. Leonard Kane, then President of the Board, and the Executive Secretary gave me verbally the name of one industry. In corresponding with this company the President of the Company replied that while taxes were perhaps a contributing factor in their moving from the city, the real reason was that their business had expanded to such an extent that they required more room. Because this company was unable to purchase adjoining property to their plant at a price they felt they could afford to pay, this company purchased property in a town about thirty miles from Pittsburgh, which still keeps them in the great metropolitan district of which Pittsburgh is the center.

Activity among the industries in Pittsburgh and the improvements which they are making, the activity in the building of apartments and individual homes within the City, all indicate that continued improvement will be made in our City. These activities and improvements all add to the rental value of the sites within the City as well as increasing the total assessment of the City. To illustrate how

even distant improvements affect the value of our city I would draw your attention to the new addition which is being made to the Allis-Chalmers plant on the North Side. This two-million dollar improvement was given the go-ahead sign when it was definitely learned that the Federal Government would go ahead with the Conemaugh River Flood Control Dam. The large warehouse which Gimbels is building on the South Side, now nearly completed, more than a million dollar investment, shows the confidence of this great mercantile establishment in Pittsburgh's future.

The Jones and Laughlin Steel Corporation which is proceeding with various improvements in its plan located here in the City, is also evidence of confidence by this great company.

The Crucible Steel Company, Park Works, has increased its facilities, and a subsidiary of the United States Steel Corporation is making definite plans to increase its facilities for distribution of its products in this district.

On Fifth Avenue, between Point Breeze and Neville Street there are now under construction more than fifteen apartment house projects, including many apartment units. On last Friday, when I visited the old Mercer property on North Negley Avenue at Wellesley Avenue, I saw six individual apartment buildings being placed on this property. I judge that these six buildings will represent at least seventy-two family units. In addition to the building of apartments there have been many individual homes erected and more are in project. The confidence of all of these builders surely reflects better conditions for the City.

On last Wednesday, November 19th, there was an extended hearing on the three new tax bills before Council. When the minutes of this meeting have been transcribed, and I have had an opportunity to study the same I expect to make an additional statement next Monday or before.

This morning I received the Pittsburgh Realtor for November 22nd, 1947. In this publication there appears the statement made to the Committee last Wednesday by Mr. Leonard P. Kane.

In his statement he said as follows:

"The Taxpayers of Pittsburgh no longer could stand this problem, and several thousands lost their property on account of delinquent taxes.

"The City of Pittsburgh has depended more on Real Estate than any other City in the United States, with a population of over 100,000.

"To show you how unfair our taxes are, let me illustrate this example:

"In 1947 the average tax per family in most large cities in the United States was \$139.80, while in PITTSBURGH, it was \$235.20, or approximately 70% higher than most other large cities, excluding New York and Boston.

"Some of the other cities are:

Philadelphia	-----	\$134.20
Baltimore, Md.	----	146.00
Cincinnati, O.	----	117.90
Cleveland, O.	-----	125.60
Youngstown, O.	-----	112.10
Washington, D. C.	---	111.20
Los Angeles, Cal.	-	157.30
Columbus, O.	-----	86.40
Miami, Florida	----	103.00
Birmingham, Ala.	--	77.60

"Each year you kept raising the millage and each year several more hundred people just had to give up their homes, as they could no longer pay these confiscatory taxes. The taxes had reached a saturation point, and the City was financially embarrassed, and restored to Deficit Financing."

You will note that this statement reads: "In 1947 the average tax per family in most large cities in the United States was \$139.80, while in Pittsburgh it was \$235.20, or approximately 70% higher than most other large cities, excluding New York and Boston."

You will recall that on last Wednesday I read my statement of April 9, 1945. I regret that I must continually call the attention of the citizens of Pittsburgh to the fact that the average tax per family paid to the city of Pittsburgh for its support does not exceed that which is paid in most other cities of corresponding size.

I sincerely hope that the Real Estate Board will be more careful in quoting facts regarding the city tax paid in Pittsburgh.

The Chair:

Do you favor an increase in real estate taxes?

Mr. Demmler:

Mr. President, I do.

The Chair:

To what extent?

Mr. Demmler:

Mr. President, when I have all the figures I can make a better statement, but I contend that as long as vacant lots are being sold at the prices they are the taxes have not taken the full rental value of the site.

The Chair:

You had that in mind, I suppose, when you said that City Council would not be forced to increase taxes if realty assessments were accurate and proper. However, is it not true that City Council by law must fix its tax millage on the assessments made by the County Board of Assessment even though its assessments be considered by some as inaccurate and improper?

Mr. Demmler:

Mr. President, that is correct.

The Chair:

Is it correct that our realty assessments will increase only an approximate average of \$10,000,000.00?

Mr. Demmler:

Mr. President, I have no record.

The Chair:

On the assumption that the assessments will be increased an approximate average of \$10,000,000.00, would it mean that the millage will have to be increased by six mills on land and three mills on buildings to meet next year's expenditures unless we tax something else?

Mr. Demmler:

Mr. President, Yes, six on land and three on buildings.

The Chair:

Do you favor that increase?

Mr. Demmler:

Mr. President, speaking selfishly, were that increase put on, the increased taxes on my property, without having time to figure, I question if it will cost me very much more than the three taxes that are being considered by this Council.

The Chair:

If we are faced with the alternative of imposing other taxes, or increasing realty taxes by six mills on land and three mills on buildings, would you vote for the increased realty taxes?

Mr. Demmler:

Mr. President, I will.

The Chair:

The Chair appoints Messrs. Duff, Gallagher and Demmler to inform the Mayor of the action of Council and to escort him to the Council Chamber, and in the meantime we will be at ease.

After the return of the Committee and the Mayor.

The Chair:

The Council will be in order.

Mr. Duff:

Mr. President: Your Committee presents the Mayor of the City of Pittsburgh.

The Chair:

The Committee is discharged with the thanks of Council. Ladies and Gentlemen: The Mayor of Pittsburgh.

Mayor Lawrence:

President and Members,

City Council:

Again I have the honor to transmit the budget estimates of the various departments of the city government, together with the estimates of revenue, which will, after your scrutiny and ultimate adoption, provide the framework in which our municipality will operate in 1948.

It is of vast importance to the welfare of this city that its council and its mayor are able to work in har-

mony—equal partners in meeting the serious obligations that these rapidly moving times place upon all those charged with responsibilities.

For two years now, we have been able to achieve such a harmony of purpose. It has made the administration of the city's affair a joint effort, in which I, as mayor, have drawn freely upon the store of municipal experience and knowledge which resides in the membership of council.

It is fitting that I acknowledge with gratitude the cooperation that has been extended, and express my earnest hope that we may continue to work together for the improvement of the city.

The task now before us is the fundamental basis for the city's operations in 1948—the revenue, the appropriation, and the salary ordinances, which, together, comprise the city's budgeting. The budget estimates total \$30,110,973, which, on its face, is an increase of more than \$3,500,000 above the 1947 appropriations. Actually, it is no such thing.

For wrapped up in these totals is a major victory for the future of Pittsburgh. Last year, the city government was forced, by dire necessity, to refund \$2,300,000 of its maturing bonds.

This year, we will be able to meet our debt requirements and to retire our bonds as they mature.

Last year, we said that "it was no use to sugar-coat the facts."

We did not then, under the laws of the Commonwealth, have the available income sources on which to operate a pay-as-you-go government.

Consequently, we refunded.

Now we have such income sources—in more limited form, perhaps, than we would have wished—but still, we have them.

It is our duty, therefore, to operate on a budget that faces the facts and fully provides for a proper management of the city's debt.

That is what this budget contemplates.

All maturing bonds will be marked "paid in full." The city's improvement program, authorized by direct vote of the people, will proceed without

adding to our debt total. The annual requirement for interest payment will continue to drop. A debt and improvement fund—to which \$6,000,000 will be annually appropriated—is set up as a standard operating procedure. Each future year will see the proportion of that fund devoted to debt service decrease, and that proportion earmarked for improvements rise.

In this year's budget, about a quarter-of-a-million dollars will be available for capital outlay from this fund. We propose that a major part of it be used to purchase the motorized heavy equipment which the city needs to increase the efficiency of its refuse collections, street cleaning and repair, public safety, and other vital services.

For many years past, such purchases have been made out of bond funds, because the city's departmental budgets could not finance the acquisitions.

In that way, the taxpayer paid not only the original cost but a heavy charge for interest.

From 1948 on, we will be able to pay our way as we proceed.

Provided that further price inflation does not overwhelm us, the city government is now within reach of a financial straight-away.

It is a fair calculation to subtract \$2,479,773 from the apparent increase in the city's budget. This is the amount provided to terminate refunding and to put such capital outlay items as equipment purchase on a cash basis.

The remainder of the increase is \$1,182,257.

More than half of that amount represents mandatory increments and budgetary additions which were necessary on the basis of 1947 experience. Such items merely set up for the full year the emergency appropriations and transfers that were found necessary by council during the current year.

As an illustration, there was the emergency measure needed to make it possible for the city to meet its duty in caring for tuberculosis victims. Nurses' salaries and physicians' salaries were increased in order to retain them in the city's service so that the Leech Farm Tuberculosis Sanatorium could carry its full patient load, and

cases get immediate treatment. That increase is reflected in this budget.

Another such item for tuberculosis treatment is one of \$72,000 for the purchase of streptomycin. This was bought during 1947 by emergency monthly orders. Now it is set up in the budget. There is a good chance, however, that a Federal grant may soon be made available to the city to relieve us of this cost.

These illustrations can be duplicated in many instances, such the \$30,000 item included in the Planning Commission budget so that the agency can perform its duties in assisting urban redevelopment.

It may be advantageous to point out other major increases, and the reasons for them.

There is provision for a \$75,000 loan to the Pittsburgh Parking Authority. It is planned for repayment during 1948—just as soon as the authority is able to execute its first sale of self-liquidating bonds.

There is an additional appropriation of \$115,000 for the city's account with the South Pittsburgh Water Company.

There have been a succession of deficits in this account, which this appropriation will clean up. It also raises the 1948 expected payment by \$40,000—a realistic determination of the city's added cost as water consumption increases in the area served by the company.

Of necessity, the treasurer's office, charged with the duty of collecting a series of new school and city taxes, must have additional funds for personnel, materials, and postage. The budget provides for this. The city will be reimbursed by the school district for the district's share of the cost.

In addition, there are a minimum number of flat increases in the budget at critical points in the city's service—ranging from new business machines for the traffic court to additional truck crews for refuse collection, and highway and sewer maintenance and repair.

The budget proposes the employment of eighty additional women school crossing guards. This experiment has proved successful. It should be extended.

ed. It more than pays its way by releasing police officers for other necessary duties.

As to refuse collection and disposal, I am sure that you are gratified, as I am, by the steady progress we are making in improving our collections and the success we have had in operating a sanitary fill. This budget proposes to insure further progress.

It is our duty to see to it that this amount is used to provide positive service benefits, and I pledge you that we will see visible results throughout the year.

In this budget message, I wish to call your special attention to the appropriations for the various pension funds. They mark a real accomplishment in cooperative governmental practice. The pension payments for firemen were increased in 1945; the pension payments for policemen were increased in 1947; and legislation was also enacted to increase the minimum payments made to municipal pensioners. Despite these increases, the total amount required of the city for pension payments is decreased by \$113,000.

This is because of a change in the practice of administering these funds, which was negotiated by the city administration with representatives of the police and firemen. The change in the case of the police fund is written into law; in the case of the firemen's fund, it comes about by resolution of the Firemen's Pension Board.

A budget is a two-sided document.

A perfectly planned appropriation ordinance is valueless unless there are demonstrated revenues to support it.

The revenue estimates which I submit are concurred in by the City Treasurer.

They total \$30,861,481.

They include the proceeds of the three new taxes now before you.

They also include the possible gains in revenue from an increase in assessments, which are rather small when related to the city's overall needs. The unofficial compilation of assessments now available indicates that the 1948 assessment will show a gain of more than \$12,000,000 in assessments on buildings, offset in part by a drop in land valuations of \$2,300,000. The

city cannot look for much more than \$100,000 in added revenues from this source during 1948.

Our reliance, therefore, must be in the additional taxing powers, granted the city by the Legislature as a measure of home rule.

The act is narrow. The city cannot tax anything now taxed by the state. Public utilities still enjoy ironclad exemption. There are limitations on the right to tax non-residents.

No taxes are welcomed,* and we make no claims for perfection in those now suggested.

The budget bears out the facts that the city must have income on which to operate. Certainly, no prudent man would suggest we continue to refund our bonds, or neglect our services, or—in these time of high prices—cut our employees' wages.

To raise all the new revenue we need from real estate alone, we would be called upon to raise the tax rate by six mills on land and three mills on buildings.

Instead, through this tax program, imperfect though it may be, we shift the proportion of the city's budget supported by real estate taxation from 75 per cent to 64 per cent. That can be considered very real relief for real estate.

Last year, as we worked out the budget, it was evident that our finances would rise or fall as the State Legislature acted to meet our needs or failed to meet them.

We gained a real measure of success in the granting of limited home rule taxing powers.

We have not been so successful in our campaign for the other answer to our fiscal needs: a greater return of state collected taxes. Only \$1,181,000 will come to us from the Commonwealth—one-thirtieth of our budget. Pittsburgh's schools, which draw their support from those who support the city government, will receive only about \$2,500,000 from the state for their \$18,000,000 budget.

This is indeed a small return for the many millions which Pittsburgh taxpayers send annually to the state treasury. It should be remembered

when we negotiate for state assistance in our highway program. These are not handouts we ask; they are our fair return. Governor Duff is to be commended for his generous acknowledgment of the state's responsibilities.

Let us hope that the future will make increased state aid a matter of law, so that the state's broad taxing powers may assist us in making proper use of those limited ones granted to our city and school district.

In the opening paragraphs of this message, I stated that the budget appropriations came to \$30,110,973.

The revenue estimates, you will have noted, come to \$30,861,481.

There is an excess, therefore, of revenue over appropriations of \$751,000.

I suggest to the Council that it considers the wisdom of applying that amount to a cost-of-living wage increase for the employes of the city, particularly those in the lower income group. The race between prices and wages has become acute in our country's economy. The rising cost of living inevitably affects the municipal worker, as it does those privately employed, and in simple justice, we must attempt to maintain a decent wage scale for our public employes.

The amount suggested does not provide for an increase comparable to those being negotiated in private employment. It is however, as far as the city's finances will allow us to go.

All that we are doing as a city is now part of a community effort to improve the Pittsburgh region—an effort in which the county government, the state government, and the Federal government are cooperating fully with us. We have a high degree of intense community support. Our plans are far-reaching, and what is more, they are being converted each day from mere plans to actual accomplishment.

They embrace our traffic, mass transportation, highway systems and air travel the elimination of smoke; the stoppage of stream pollution; urban redevelopment and housing; flood control; the improvement of our recreational facilities, our parks and playgrounds.

But, of equal importance to these sweeping programs, is the daily task of operating the city—the hundred and one things that municipal government must do to maintain a community where people will find it pleasant to live.

In this budget for 1948, we are trying to meet our responsibilities within the framework of the laws that govern our course, and within the resources allotted to us.

It is evident that we have made vast strides toward self-sufficiency.

But we cannot be complacent.

Our path is far clearer than it was a year ago. But there are still obstacles which may be raised to block it.

An adverse judicial ruling may upset our entire revenue structure, leaving us only the hope and the confidence that the Legislature will be called into special session to rescue the cities of the Commonwealth.

And continued inflation—an onward rush of the price-wage spiral, uncorrected by proper governmental action—may once again upset the values upon which our budget must be based.

But I do not look for such calamities.

The faith that we have in our democratic way of life and in our capacity for self-government will carry us forward, so that we will achieve everyone of the bright and shining hopes we cherish for the future of the city and its people.

The Chair presented

No. 3465. Departmental Estimates for the fiscal year beginning January 1, 1948.

Which was read and referred to the Committee on Finance.

Mr. Weir moved

That the Minutes of Council of Monday, November 17, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. XXXI.

Saturday, November 29, 1947.

No. 52.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Saturday, November 29, 1947.

Council met pursuant to the following call:

Pittsburgh, Pa.,

November 25, 1947.

James W. Patterson

Clerk of Council

Dear Sir:

Please call a special meeting of Council for Saturday, November 29, 1947, at 11:00 o'clock, A. M., for the purpose of taking up such business as may come before the meeting.

Yours very truly,

Thomas E. Kilgallen,

President of Council.

Which was read.

The City Clerk:

And the hour of 11:00 o'clock, A. M., having arrived, Council will be in order and the Clerk will call the roll.

Present:—Messrs.

Demmler

Stewart

Absent:—Messrs.

Duff

Gallagher

Leonard

McArdle

Weir

Wolk

Kilgallen, (Pres't)

The City Clerk:

A quorum not being present Council will be at ease, and the Sergeant-at-Arms is instructed to request the presence of the absent members.

Pittsburgh, Pa.,

Saturday, November 29, 1947,

1:00 o'clock, P. M.

The Chair:

Council will be in order and the Clerk will call the roll:

Present:—Messrs.

Demmler

Duff

Gallagher

Leonard

McArdle

Stewart

Weir

Wolk

Kilgallen, (Pres't)

UNFINISHED BUSINESS

The Chair took up

Bill No. 3390. An Ordinance entitled, "An Ordinance amending a portion of Sections 69, 70, 71, 72, 73, 74, 75, 76 and 77, Department of Public Works, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

In Council, November 24, 1947, bill read and laid over pending receipt of declaration of emergency by the Mayor and the City Controller.

Which was read.

Also

No. 3466.

CITY OF PITTSBURGH
CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, made annually by general ordinance 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, the Director of the Department of Public Works in a letter dated November 19, 1947 has stated that because of emergency breakdowns of equipment in the Bureau of Water, Department of Public Works, and because of the necessity of substituting other employees to take the place of employees absent on sick leave, it has become necessary to adjust the number of days for various employees set up in the Salary Ordinance; and

WHEREAS, such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

NOW THEREFORE, we JAMES P. KIRK, Deputy Mayor of the City of Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the amendment of Sections 69, 70, 71, 72, 73, 74, 75, 76 and 77 of the Salary Ordinance No. 501 by striking out the number of days wherever they appear in order to permit the proper functioning of the Bureau of Water, Department of Public Works.

JAMES P. KIRK,
Deputy Mayor.

EDWARD R. FREY,
Controller.

Dated:

November 28, 1947.

Which was read, received and filed.

Also

Bill No. 3380. An Ordinance entitled, "An Ordinance appropriating

and setting aside the sum of \$637,000.00 to Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, and the sum of \$50,000.00 to Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, from the General Fund."

In Council, November 24, 1947, bill read and laid over pending receipt of declaration of emergency by the Mayor and the City Controller.

Which was read.

Also

No. 3467.

CITY OF PITTSBURGH
CERTIFICATE OF EMERGENCY

WHEREAS, during the year 1947, by reason of urgent conditions of disrepair of various parts of the City's physical plant, including sewers, steps, streets, etc., it was deemed necessary that immediate reconstruction and long term repairs be made thereto in the nature of capital improvements; and

WHEREAS, to expedite and immediately commence such improvements, certain appropriations were transferred from the police and fire salary accounts to be returned on or before December 1, 1947 from the proceeds of the sale of councilmanic bonds then in contemplation; and

WHEREAS, the police and fire salary accounts are now nearing exhaustion and in order to continue police and fire protection for the remainder of this year, these salary accounts must be replenished by the return of the appropriations transferred therefrom as aforesaid; and

WHEREAS, it now appears that current receipts and income of the City have exceeded estimated receipts for the fiscal year 1947 by an amount sufficient to restore these amounts to the police and fire salary accounts from the General Fund and make the issuance of councilmanic bonds unnecessary.

NOW, THEREFORE, we, JAMES P. KIRK, Deputy Mayor of the City of Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh.

do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring an appropriation to Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, in the amount of \$637,000.00 and an appropriation in the amount of \$50,000.00 to Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, in order to return to these accounts appropriations transferred therefrom for permanent improvements and in order to continue police and fire protection for the remainder of this year.

JAMES P. KIRK,

Deputy Mayor.

EDWARD R. FREY,

Controller.

Dated:

November 28, 1947.

Which was read, received and filed.

Also

Bill No. 3361. An Ordinance entitled, "An Ordinance amending a portion of Section 89, Department of Parks and Recreation, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' approved December 28, 1946, by deleting the limitation on time of employment of certain employees."

In Council, November 17, 1947, bill read and laid over pending receipt of declaration of emergency by the Mayor and the City Controller.

Which was read.

Also

No. 3468.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31st, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, Ordinance No. 501, Sec-

tion 89, Department of Parks and Recreation, provides for the employment of part-time activities instructors for 824 hours each; and

WHEREAS, The Director of the Department of Parks and Recreation, in a letter addressed to the Deputy Mayor and the City Controller, states that because of increased activities brought about by police demand some of the part-time activities instructors have used practically all of their allotted hours and that additional hours must be provided to the part-time workers to continue the winter recreation program for the balance of the current year; and

WHEREAS, It is necessary to delete the limitation on the time of employment of certain employees to meet this program; and

WHEREAS, Such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

NOW, THEREFORE, We, James P. Kirk, Deputy Mayor of the City Pittsburgh and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the deletion of a limitation of the number of hours of certain temporary employees as set forth in Ordinance No. 501, approved December 28, 1946.

JAMES P. KIRK,
Deputy Mayor.

EDWARD R. FREY,
City Controller.

Dated: November 28, 1947.

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed,

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 3392. An Ordinance entitled, "An Ordinance transferring the sum of \$62,000.00 from Code Account Nos. 1676, 1676-1, 1676-2, 1676-4 and 1699 to Code Account No. 1676-3 in the Bureau of Refuse, Department of Public Works."

In Council, November 24, 1947, bill read and laid over pending receipt of declaration of emergency by the Mayor and the City Controller.

Which was read.

Mr. Duff:

Mr. President, I am informed that an emergency certificate is not required in this case.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Duff moved

That the bill be amended by striking out the following Whereas clause: "WHEREAS, A certificate of Emergency has been presented."

Which motion prevailed.

And the bill as amended was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen (Pres't)
McArdle,	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3469. Report of the Committee on Finance for November 28, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Mr. Duff moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council, after the return of such papers from Committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also, with an affirmative recommendation.

Bill No. 3419. An Ordinance entitled, "An Ordinance levying and assessing taxes and water rents for the fiscal year beginning January 1, 1948, and ending December 31, 1948, upon all property subject to taxation within the limits of the City of Pittsburgh."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3339. An Ordinance entitled, "An Ordinance to provide revenue for the City of Pittsburgh by imposing a tax on certain classes of personal property; providing for the assessment and collection of the same; conferring and imposing powers and duties on the City Treasurer and imposing penalties."

In Finance Committee, November 28, 1947, bill read and amended in Sections 2, 3, 4, and 5 by striking out and by inserting as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Duff:

Mr. President: In the opinion of Council, the new tax measures are the most equitable that can be passed to meet the gap between the present income of the City and its minimum needs.

These taxes are enacted under the limited authority given by the Legislature to the City. It must be remembered that the tax bill that was enacted in the last session of the Legislature was not the tax bill the City

sponsored. The Bill which became law and under which the City must operate, allows new taxes only within certain fixed limits and specifically excludes utilities from taxation.

Last year the City was compelled to refund \$2,300,000.00 worth of maturing bonds, because it was convinced that real estate could not bear any additional taxation. The administration is still of the opinion that real estate should not bear any greater tax load.

These taxes are for the year 1948. They are passed after months of study and consideration. If during the coming year or subsequent years the City is given broader powers of taxation, other taxes will be considered.

No other taxes have been suggested which would, in the opinion of Council, distribute the tax load as fairly as those that have been selected. The taxes that were proposed would merely shift the burden from one group to another. This shift, while relieving certain groups, would impose unfair burdens upon others less able to bear additional taxes.

Mr. Demmler:

Mr. President: The three tax bills before Council for third reading and final passage are to provide additional revenue for the City from new sources. I am opposed to these bills and these taxes.

Council Bill No. 3340, File No. 1685, provides for a tax of 10% on the base price paid for amusement admission, entertainment, etc. This tax when added to the Federal tax of 20% already imposed, makes a \$1.00 admission ticket cost the patron \$1.30, and I believe will affect the entertainment and recreation here in our City.

Council Bill No. 3339, File No. 1684, provides for a tax of 2 mills on the personal property (stock, bonds, mortgages, loans) now returned assessable in reports to the County. This 2 mill tax added to the 2 mill tax levied by the School Board and the 4 mill tax levied by the County make the total tax 8 mills. Many investments bring a return of only 4% (many less) or 40 mills. This makes a tax of 20% or one-fifth of the income received, and is too great a deduction. I believe that

this tax will affect a decrease in the amount now collected by the County, in that persons and investment companies will convert their holdings into non-taxable investments. The cost of collecting this personal property tax may amount to 10% of the total received; too high a cost, I believe, for the amount estimated to be secured.

Council Bill No. 3341, File No. 1686, imposes a one mill tax on wholesale transactions and a two-mill tax on retail transactions. This is a sales tax, small I admit, and will add to the cost of living. The wholesaler must charge this tax into his cost of doing business. Onto this cost the retailer must add his 2 mill tax and the customer pays the bill. I can escape paying the amusement tax by non attendance. I can escape paying the personal property tax by converting the few investments I have into non-taxable securities, but I cannot escape the mercantile tax since it will be included in the price I must pay for food, clothing, etc.

These three new taxes will be levied, under the power given to the City by the State Legislature, and they are estimated to produce a total of \$4,100,000.00 new City revenue.

From the real estate boards and from the Building Owners and Managers Association, we hear the cry that "real estate is overburdened"; "reduce the present oppressive burden of real estate taxation"; "ease the burden on real estate"; "real estate taxes must be reduced"; and these statements are printed in newspaper articles and editorials.

I am certain that if the realtors, the building managers and those engaged in the real estate business would analyze their business they will find that the largest part of their business consists of the renting and selling of the improvement and only a small part consists in the selling or renting of the land site or engaging in speculating in land. Therefore, any encouragement to home owning and business means more business and profit to them.

Remove the burden of taxation from that part of real estate which is the improvement and is private property,

thus giving real relief to industry. Let us work for "tax relief" and not merely for "tax reduction on real estate."

In the Controller's record for a 100 years or more ago we find a list of revenue for the City of Pittsburgh with many miscellaneous taxes, often referred to as nuisance taxes. During the years these taxes have been discarded.

With the passage of the present Graded Tax Law, Pennsylvania Laws of 1913, Page 209, No. 147, for cities of the second-class (Pittsburgh and Scranton) Pittsburgh became the foremost city in this country with regard to taxes. A careful study of the revenue workings of the City will prove the advantage of this law.

Why impose the three taxes now before us? When imposed it may be a long time before they are abolished. I quote from the editorial of today's Post-Gazette:

"We hope that the City administration, no less than the business interests of the community, will recognize the handwriting on the wall before the City's tax books become cluttered up with a lot of stop-gap taxes which, once on the books, are going to be awfully hard to wipe off."

Why go back to taxing business and industry? Why impose the three new taxes? Surely progress was made by relieving business of many taxes. I am convinced that the collection of the rental values of land in the City of Pittsburgh would provide all the revenue the City needs for its expenses.

In the past the City of Pittsburgh has, for its necessary revenue, depended upon the amount received from a millage levied upon the land and building assessment within the City. This is not a tax on real estate, as generally imposed, since the millage levied upon the building or improvement assessment is one-half of the millage levied upon the land or location assessment. The Graded Tax law recognizes the fact that the land or location value is created by the community and should be collected by the community. The building or improvement is the product of someone's

labor and is private property. Pittsburgh should secure from the State Legislature at its next session the right and power to extend the present Graded Tax law so that it will collect more of the rental value of the site and thus give relief to the owner of improved property. In collecting the rental value of the site, the City does not take away the earnings of any individual. No injustice is done to anyone.

The present city millage is 28 mills on the land assessment and 14 mills on the building assessment. With the same millage continued for 1948 the amount levied on an estimated valuation of 970 millions (418 million land assessment and 552 million building assessment) the tax levied would be \$19,432,000.00.

I cannot understand why the estimated land value in Pittsburgh for 1948 (\$418 millions) should be less than the value reported by the City Treasurer. This report entitled, "Assessed Valuation of Taxable Real Estate for the Year 1947, Adjusted to October 31, 1947," read:

"Adjusted Assessed Valuation—
Land Values ----\$419,473,874.00

"Adjusted Assessed Valuation—
Building Value ..\$542,547,684.00"

In the Pittsburgh Press, Sunday, January 9, 1944, there appeared an article headed "The Real Estate Market":

"Triangle Realty to have Upsurge, Demmler Claims—Councilman Cites Construction Plans in Neighborhood to show value doesn't warrant 'hollerin' "

"There's been too much 'hollerin' by Pittsburgh pessimists about the the collapse of the realty structure of the Golden Triangle and adjoining neighborhoods, according to Councilman Walter R. Demmler, after a survey of present and prospective construction work by business firms.

"A lot of people have been hollerin' about how Downtown and Strip real estate is falling to pieces, and how property will continue to sell at bargain prices," he said yesterday.

"But I can produce facts that will prove these pessimists have gone

too far, facts that there is an upturn in the real estate values and the business importance of this area."

The observations in this article have been confirmed by the sale of properties, the renewal of ground leases at increased rates, new rental leases, and higher rentals in lease-back realty deals. In this morning's paper there is the report of sale as follows:

"23-Story Clark Building Sold—
New Corporation pays \$3,000,000.00. Sale of the 23-story Clerk Building, on the northeast corner of Liberty Avenue and Seventh Street, for \$3,000,000.00, was announced Friday by Thomas S. Christo, realtor, who was broker in the transaction.

"The building was purchased from the Equitable Life Assurance Society of the United States by a newly-formed corporation known as the Clark Building, Inc., which is controlled by a syndicate of New York investors headed by Marvin S. Winter. The transaction was said to be the largest in Pittsburgh since the same site, then comprising the land underlying the Clark Building and the Stanley Theatre, was sold in 1926. The lot on which the building stands is 90 by 180 feet. The property is assessed at \$2,536,000.00.

"The seller was represented by Frederick E. Milligan of Reed, Smith, Shaw and McClay."

The estimated revenue to be produced by the three new tax bills is \$4,100,000.00. To raise this additional amount from a tax on land and buildings would require a levy of 34 mills on the land assessment and 17 mills on the building assessment. Th's increased millage would levy a total tax of \$23,596,000.00.

How would this levy affect the small property owner? What are the figures? What example should we use?

An example often used is a property with the land assessed at \$1,000.00 and the building assessed at \$5,000.00

28 mills on the \$1,000.00 land
assessment -----\$28.00

14 mills on the \$5,000.00 build-
ing assessment ----- 70.00

Total-----\$98.00

Under the increased millage:

34 mills on the \$1,000.00 land assessment	\$34.00
17 mills on the \$5,000.00 building assessment	85.00

Total-----\$119.00

This is an increase of \$21.00.

The imposing of the three new taxes by the ordinances before this Council will, I believe, cost the owner of a \$6,000.00 property as much as the suggested increase in the millage. The owner would have only the one tax to pay and the City would have easier and less costly collection.

The State Legislature should give Pittsburgh the right to extend the Graded Tax law, let us say in a ratio of 5 to 1. With this ratio the property owner, as above would pay a City tax of 45 mills on the land assessment and 9 mills on the building assessment to raise the same total revenue figured for 1948. (\$23,778,000.00). On this ratio the tax figures would be:

45 mills on \$1,000 land assessment	\$45.00
9 mills on \$5,000.00 building assessment	45.00

Total-----\$90.00

This means a saving of \$29.00 on a \$6,000.00 assessment.

Should Pittsburgh revert back to the old system of a flat millage on the combined assessment of land and buildings it would require a 24½ mills to raise the revenue estimated for 1948. (\$23,765,000.00).

24½ mills on a \$6,000.00 assessment is \$147.00.

This means an increase of \$28.00 over the 34 mill levy on land and 17 mill levy on the building.

Under the Graded Tax law every property owner who has an improvement assessment greater than the land assessment is definitely benefited.

I sincerely hope that the three new taxes now to be imposed will not be imposed for 1949 or 1950, but that Pittsburgh will then have a new extended Graded Tax law. Such a law will give relief to the home owner, renter, business man and really everyone.

Now a note on direct and indirect taxes.

The Mrs.: "Dear, what's the difference between direct and indirect taxes?"

The Mr.: "The same as the difference between your asking me for money and going through my pockets at night when I'm asleep."

Mr. Gallagher:

Mr. President: Will Mr. Demmler allow himself to be interrogated on his proposal?

Mr. Demmler:

Yes.

Mr. Gallagher:

Mr. Demmler takes the position that the three taxes that the City is going to impose on the people next year are not the solution to our financial problem. He is entitled to his opinion, but I would like Mr. Demmler to inform this Council how we can run this City next year if we would adopt his proposal to place the land value on sites. I understand a little bit about the Henry George theory of single taxation and I would like to ask Mr. Demmler if he can inform this Council where there is a City in the United States that is working under the single tax theory. By that I mean, is there a City in the United States that taxes the site value of the land and how much revenue does that city collect? The theory is very fine. If I were born eighty or a hundred years ago and read Henry George's theory of single tax I would be 100% for it, as in those days the land was valuable, but where is there a city, any populated city in the United States or Europe or the British Isles where they collect enough revenue from the land site to run their city business. Mr. Demmler, can you tell me if there is a city in the United States that has single tax theory, that they collect on the land site?

Mr. Demmler:

Mr. President: As I have said on a number of occasions, Pittsburgh and Scranton are the only two cities which operate under the graded tax law which is only partially under the Henry George theory. Remember the

principle underlying that is that the rental value of the site is produced by the presence of the people living in the community and that value created by the public and not by any individual should be collected by the community to pay for the community's expenses.

Mr. Gallagher:

Mr. President: That is not answering my question. I want to know how we can get enough revenue under this. I know Pittsburgh and Scranton have this tax law but that is only two to one. We are being criticized that these taxes are unjust and unfair, and I want to know, Mr. Demmler, how we can run this city under the Henry George theory?

The Chair:

Will you explain, Mr. Demmler?

Mr. Demmler:

Mr. President: We cannot run the City by merely collecting a tax on the value of the sites next year, I know, but from the land and building assessment we would operate on a 34 mill and 17 mill tax. I never claimed we could operate the city by collecting taxes from the land site.

Mr. Gallagher:

Mr. President: You were a member of the State Legislature and you, Mr. McArdle, were a member, and we know how that body works. I voted for the five-to-one graded tax bill when Mr. McNair had it introduced in the State Legislature, but from our experience we know you will never get that law through the Legislature of the State of Pennsylvania, and so, it is only a theory and fallacy and you can not run this city on the single tax theory. It cannot be done.

Mr. Weir:

Mr. President: I am not particularly worried about Henry George. I believe he is dead. And I don't think he was ever registered to vote in Pittsburgh. What I am concerned about more is Joe Zilch—the one who will have to elect me if I ever get re-elected. Unfortunately the impression has been created by Mr. Demmler's remarks in the last weeks, an impression which

I am sure he does not wish to create—that we are wasting money. Consequently I had a private discussion with Mr. Demmler, knowing that he is a serious student of government, not only in this city but other cities, and asked him if he could point out to me one place in this budget where we could make substantial savings in this budget, and he said No, there is no place where we can make a substantial savings. I would like to ask Mr. Demmler if that is correct, and he said that we are not wasting money in this budget. That is the impression the people have, and in fairness, I will ask him to make a statement.

Mr. Demmler:

Mr. President: Mr. Weir is correct, and I will refer anyone either to the meetings of Council or its committees; and I have defended Pittsburgh since I have been in Council, and will defend Pittsburgh and its operations against any other cities I have had the opportunity to visit and whose accounts I have had an opportunity to examine. If you will refer to my remarks in Council made on the report of the Econometric Institute you will note I there stated that I am proud of our City and continue to be and will stand on the remarks I have made and which appear in the records of Council.

Mr. Leonard:

Mr. President: First of all I feel like all of you, any taxes are painful and nobody in public office likes to vote for any kind of taxes. I do know this that I think a most unfair thing would happen to the small home owners and the big apartment owners and big office building owners if we were to place 34 mills on land and 17 mills on buildings. I wouldn't want to stay in this Council if that had to be done because real estate is carrying too much of the burden. As Mr. Duff said in his prepared statement, that we didn't get the bill at Harrisburg that we wanted to get, but we are doing the best we can under the circumstances. I feel that this is the easiest tax to help run the City of Pittsburgh under the present conditions.

You hate to criticise when you are

taxing an industry, but I would like to casually go over the amusement tax. With the exception of the small neighborhood theatres, I am of the opinion that they will have to assume this tax and I give it for these reasons: In the City of Pittsburgh and the surrounding territory with a drawing power of some two million people the moving picture industry of this city has done absolutely nothing for this city. We have in the city of Pittsburgh some of the most beautiful theatres that there are throughout the United States. In those theatres the City of Pittsburgh and the people surrounding the city are caught in a damnable monopoly, and that has been for over a period of years. They have sat down and said our price will be this, and make your price the same, and that is what the price was. Did you ever realize that a lot of people today who are under 21 years of age have never had the opportunity of seeing a stage attraction in this great metropolitan center, but still they pay top prices.

They say the tax will hurt the "take" in amusements. I disagree with Mr. Demmler on that because if you didn't have the amusements you don't have that tax. Pittsburgh is entitled to be known better than a tank town, the term they use in the show business for one-night stands. In Pittsburgh have they done anything to promote Pittsburgh? Pittsburgh don't want what they pulled here before. They bring a great Director from Hollywood. It is all right, he is welcome. But that is not what Pittsburgh wants. The people want stage attractions. But when they won't pay the price and some get some bad criticism they raise the price to \$1.20 and still the people of Pittsburgh have to take it. And they come in and say we are hurting their industry. The moving picture industry is open to a lot of criticism. It is too bad we cannot make the tax for them and eliminate the neighborhood theatres. I do think the moving picture industry should start to do something for the City of Pittsburgh and give the people an opportunity to see stage attractions. If the theatres are not drawing, then put in stage shows for our people. Another thing that is around flooding our town is

the moving picture "retreads." Right on Fifth Avenue is a picture that must be ten years old and the price is seventy cents. When it was here ten years ago it was forty or fifty cents. I saw it in a neighborhood theatre for thirty cents. That is part of your damnable monopoly. It is probably true that under these prices they cannot very well afford to put in stage attractions. I am saying this in defense of the amusement tax. Mr. Demmler said there is a lot of new building in Pittsburgh. It is true, and particularly in East Liberty. That has been through the efforts of this Council to go ahead and re-zone. Now it shows, in the sums that are being invested, the confidence the people have in the City to continue to invest. It is not a question of amusement tax or mercantile tax or personal property tax, it is a question of getting the load on real estate cut. I don't think this is a permanent tax we are putting on. I hope it only lasts one year. I hope a special session of the Legislature will be called next year to give us broader power. The Democratic Party would not support the sales tax or the wage tax but we must try to cut the millage of the small home owners and all real estate in Pittsburgh.

Mr. Chairman, I don't want to clutter up the record with any more remarks but I am voting for it, knowing it is not a permanent tax and it will be taken off the people of Pittsburgh before I leave as a member of this body. But I do believe that a broader tax base must be given to us. In closing I want to say that I never thought I would have to stand up here and vote for some of these taxes, when I think that the public utilities are exempt. To realize that we cannot get any revenue from the street cars, from the telephone poles, from the meter boxes or from real estate of public utilities. I hope that business in Pittsburgh and the Chamber of Commerce of this City who made such great protests against these taxes don't stop, but go to Harrisburg and get us the right to tax public utilities.

Mr. Stewart:

Mr. President: I would like to make a very brief statement with reference to the Mercantile Tax bill and

in connection with Mr. Demmler's statement that our mercantile tax is a hidden sales tax. I don't know whether Mr. Demmler is correct in that or not. Certainly any realistic person knows that the tendency is to pass a tax on to the consumer, but I do know, and I think it ought to be a part of the record in this proceedings, that the strongest reason and defense by merchants in their efforts to persuade us not to pass this mercantile tax was that it could not be passed on to the people, that it came out of their profits. So that here we have two conflicting things. If the merchants are right, this is not a hidden sales tax. I suspect that the truth lies somewhere between; that some will be passed on and some will be absorbed. In any event any fair-minded person should agree that our mercantile tax is much less burdensome on our citizens than would be a sales tax.

The Chair:

These bills are historic in their importance because this is the first time we reached out for revenue from something else than real estate. They represent our best collective and majority opinion. We could do better if the State Legislature would do better. The recent protests in this chamber reminds me of the man who kept pulling the stool from under the piano player and when he was asked why, he said his playing isn't so good. The State Legislature will do better if all business and civic and political groups will continue in the use of a determined demand on Harrisburg for complete home rule on tax matters. We will continue to make that demand at Harrisburg and invite all those groups that appeared in this Council chamber to protest to join us in that demand.

Mr. Demmler:

Mr. President: I would like to emphasize the very thing you say, taking the election of next year which elects a new Legislature for 1949, that is where our fight should be made for the matter of taxes.

The Chair:

That is right.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were.

Ayes:—Messrs.

Duff	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Noes: Mr. Demmler.

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3340. An Ordinance entitled, "An Ordinance to provide revenue for the City of Pittsburgh by imposing a tax upon the privilege of attending or engaging in amusements, including every form of entertainment, diversion, sport, recreation and pastime, requiring all persons, partnerships, associations and corporations conducting places of amusement to secure permits; imposing duties and conferring powers upon the Treasurer of the City of Pittsburgh; prescribing the method and manner of collecting the tax imposed by this ordinance, and imposing penalties for violation thereof."

In Finance Committee, November 28, 1947, bill read and amended in Section 2 and 3 by inserting as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Duff	Stewart
Gallagher	Weir,
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Noes: Mr. Demmler.

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3341. An Ordinance entitled, "An Ordinance to provide for revenue for the City of Pittsburgh by imposing a mercantile license tax on persons engaging in certain occupations and businesses therein; providing for its levy and collection and for the issuance of mercantile licenses; and conferring and imposing powers and duties on the Treasurer of the City of Pittsburgh."

In Finance Committee, November 28, 1947, bill read and amended in Sections 1, 3, 5, 6, 8, 10, and 11, by striking out and by inserting as shown in red, and in the title by inserting at the end thereof the words, "and imposing penalties," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Duff	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Noes: Mr. Demmler.

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3343. An Ordinance entitled, "An Ordinance to provide for the issuance of mercantile licenses to persons engaging in certain occupations and businesses upon the payment of fees therefor; conferring and imposing powers and duties upon the Treasurer of the City of Pittsburgh."

In Committee on Finance, November 28, 1947, bill read and amended in Sections 1, 2, 4, 5 and 6 by striking out and by inserting as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Duff	Stewart
Gallagher	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Noes: Mr. Demmler

Ayes 8. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Duff presented

No. 3470. Communication from the Mayor and the City Treasurer submitting list of banks and trust companies located in the City of Pittsburgh that submitted proposals in accordance with the Bank Depository Ordinance No. 393, approved October 1, 1946, as amended.

Which was read, received and filed.

Also

No. 3471. RESOLVED, That the Depositories of money for the City of Pittsburgh shall be and are hereby designated as follows for the year 1948:

ACTIVE ACCOUNT

The Colonial Trust Company
Peoples-First National Bank & Trust Company
Mellon National Bank & Trust Co.

INACTIVE ACCOUNT

Brookline Savings & Trust Co.
The Colonial Trust Company
Commonwealth Trust Company of Pittsburgh
Farmers Deposit National Bank
Fourteenth Street Bank
Hill Top Bank
Iron & Glass Dollar Savings Bank of Birmingham
Keystone National Bank in Pittsburgh
Manchester Savings Bank and Trust Company
Mellon National Bank and Trust Company

National Bank of America in Pittsburgh

North Side Deposit Bank

Peoples-First National Bank & Trust Company

Potter Title and Trust Company

Sheraden Bank

Washington Trust Company of Pittsburgh, Pa.

West End Bank

William Penn Bank of Commerce

ACTIVE AND INACTIVE ACCOUNTS

Bond Funds

Commonwealth Trust Company of Pittsburgh

Farmers Deposit National Bank

Mellon National Bank and Trust Company

Peoples-First National Bank & Trust Company

ACTIVE AND INACTIVE ACCOUNT

Special Trust Funds

The Colonial Trust Company

Mellon National Bank and Trust Company

Peoples-First National Bank & Trust Company

Potter Title and Trust Company

ACTIVE ACCOUNT

Delinquent Tax Funds

Peoples-First National Bank & Trust Company.

Which was read.

Mr. Duff moved

The adoption of the resolution.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes: Messrs.

Demmler	Stewart
Duff	Weir
Gallagher	Wolk
Leonard	Kilgallen, (Pres't)
McArdle	

Ayes 9. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Demmler moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Gallagher on November 18, 1947;
Mr. Leonard on November 17 and 18,
1947;

Mr. McArdle on November 12, 1947;
Mr. Stewart on November 18, 1947;

Mr. Weir on November 6, 1947;
Mr. Wolk on November 18, 1947.
Which motion prevailed.
And upon motion of Mr. Weir
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. XXXI.

Monday, December 1, 1947

No. 53.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, December 1, 1947.

Council met.

Demmler

Weir

Duff

Wolk

Leonard

Kilgallen, (Pres't)

Stewart

Absent:—Messrs.

Gallagher

McArdle

PRESENTATIONS

Mr. Demmler presented

No. 3472. Resolution expressing the desire of Council, to discontinue the maintenance and administration of property located at 3600 Penn avenue, which has been known as "The Foster House" and terminating all rights and estate of the said City, in the whole of the premises as were conveyed, and through its Law Department, arranging to have this property reverted free and discharging of any estates, equities, claims or demands whatsoever on the part of the City of, in and to the said described premises, to James H. Park, one of the grantors, his heirs and assigns, absolutely.

Which was read and referred to the

Committee on Lands, Buildings and Housing.

Also

No. 3473. Communication from Mrs. Beatrice Lando offering compromise settlement on delinquent water charges on various properties located throughout the City.

Which was read and referred to the Committee on Finance. .

Mr. Duff presented

No. 3474. Resolution authorizing the issuing of a warrant in favor of Edmund J. Winstel, Sr., in the sum of \$180.00 in full settlement of his claim against the City for property damaged during 1947 and previous years by balls batted from Reams Playground, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3475. Resolution authorizing the issuing of duplicate warrants to the same payees and in the same amounts to replace the following warrants lost or destroyed:

St. Norberts Church, \$80.36, to replace Warrant No. 57770, dated January 26, 1945, charging to Code Account No. 41, Refunding Taxes and Water Rents.

St. Norberts Church, \$72.32, to replace Warrant No. 57770, dated January 26, 1945, charging to Code Account No. 41, Refunding Taxes and Water Rents.

Edna Kennerdell, \$22.00, to replace Warrant No. 102736, dated August 13, 1947, charging to Code Account No. 44, Workmen's Compensation.

Also

No. 3476. Resolution authoriz-

ing and directing the Delinquent Tax Collector to accept the sum of \$30.00 in full settlement of metered water charges against the property of Joseph F. Sassano, et ux., located at 5011 Cypress street, 8th Ward, for the years 1941 to 1946, both inclusive.

Also

No. 3477. Resolution authorizing and directing the Collector of Delinquent Taxes to exonerate 1942 City tax in the amount of \$147.38 assessed against Michael F. McNulty, et ux., 1018 Bidwell street 21st Ward, for the reason that said property was purchased by Trinity Methodist Church in December, 1941 and was used for church purposes during the year 1942, and further authorizing and directing the Tax Lien Solicitor to satisfy the City's portion of lien filed at D. T. D. 9002 October Term, 1944.

Which were severally read and referred to the Committee on Finance.

Mr. Leonard (for Mr. Gallagher) presented

No. 3478. An Ordinance transferring \$5,000.00 from C. A. 1577, Materials, to C. A. 1579, Equipment, in the Division of Maintenance, Bridges and Structures, Bridge Repairs, Department of Public Works.

Also

No. 3479. An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,192.09 in payment for street lighting service furnished during the month of November, 1947, for the benefit of the City without previous authority of law.

Also

No. 3480. An Ordinance authorizing the issuance of warrants in favor of Morganstern Electric Company for \$125.00, Tri-State Blue Printing and Supplies Company for \$94.00, Joseph McKee Bell for \$15.00, and Harris Pump and Supply Company for \$10.65 in payment for extra work performed on contract, also equipment and parts furnished in the Department of Public Works, for the benefit of the City without previous authority of law.

Also

No. 3481. An Ordinance au-

thorizing the issuance of warrants in favor of Salaried Employees in the Bureau of Highways and Sewers, Department of Public Works, in accordance with special vouchers to be certified to by the Director of the Department of Public Works. in the total sum not to exceed \$6,000.00 in payment for supper expenses in connection with the removal of snow and various other emergency conditions during the year 1947, during which time they were required to work overtime without pay.

Which were severally read and referred to the Committee on Finance.

Also

No. 3482. An Ordinance authorizing and directing the construction of a public sewer on Callowhill street and Millbrae way, from a point about 185' east of No. Euclid avenue to the existing sewer on Millbrae way, south of Callowhill street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3483. An Ordinance providing for a contract or contracts for cleaning, painting and repairing South Millvale Avenue Bridge, over the Pennsylvania Railroad, and for the payment of the costs thereof.

Also

No. 3484. An Ordinance providing for the letting of a contract for the furnishing and delivery of 2 Four Door Sedan Automobiles for the Division of Bridges and Structures, Department of Public Works, and for the payment thereof.

Which were severally read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 3485. An Ordinance amending Section 1 of Ordinance No. 682, entitled, "An Ordinance fixing the salaries of Council, and providing for the assessment and retention therefrom of fines for absence from regular

or special meetings of Council or Councilmanic committees," approved October 27, 1927.

Which was read and referred to the Committee on Finance.

Mr. Stewart (for Mr. McArdle) presented

No. 3486. An Ordinance transferring \$200.00 to C. A. No. 1366-4, and \$50.00 to C. A. No. 1366-5, Bureau of Repairs, Department of Lands and Buildings, from C. A. No. 1807, Repairs, Department of Parks and Recreation.

Also

No. 3487. An Ordinance transferring \$1,500.00 from Code Account No. 42, Contingent Fund, to Code Account No. 170-13, Contract No. 10329; reconversion of building at 1020 Bedford avenue, Pittsburgh, Pa., for a horse stable, Department of Lands and Buildings.

Also

No. 3488. An Ordinance authorizing the transfer of \$3,000.00 from and to certain Code Accounts within the Department of Lands and Buildings.

Also

No. 3489. An Ordinance authorizing the issuance of warrants in favor of A. R. Cafardi in the sum of \$1,480.40, Weldon & Kelly Co., in the sum of \$1,263.00, Western Sales and Service, in the sum of \$72.50, Refrigeration Equipment Co., in the sum of \$170.32, McKee Door Co. of Penna., in the sum of \$806.00 and Carmen J. Tropea in the sum of \$50.00 for labor, material and supplies furnished the Department of Lands and Buildings, for the benefit of the City without previous authority of law.

Also

No. 3490. An Ordinance amending a portion of Section 1 of Ordinance No. 419, approved October 24, 1947, entitled, "An Ordinance authorizing the issuance of warrants in favor of McKee Door Company of Pennsylvania in the sum of \$225.00; the Refrigeration Equipment Company in the sum of \$80.65; the Mandel Roofing Company in the sum of \$480.82; Mandel

Roofing Company in the sum of \$197.43, and Charles Hahn in the sum of \$444.00 for labor and materials furnished for the Department of Lands and Buildings, for the benefit of the City without previous authority of law."

Also

No. 3491. An Ordinance transferring the sum of \$2,500.00 from Code Account 1364-1, Repairs, Installation of Heating Plant and Stokers to Code Account 1364, Repairs, Department of Lands and Buildings.

Which were severally read and referred to the Committee on Finance.

Also

No. 3492. Resolution authorizing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Jos. Borandi and Emma, his wife, of Lot No. 44 in the Parchment Addition Plan, on Frankstown avenue for the sum of \$500.00 in accordance with Act No. 514 of 1947, the cost of court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3493. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of Lot No. 18 in the Pleasant Hills Plan No. 1, on Harrisburg street, to Leonard A. Costa and Florence H. Costa, his wife, for the sum of \$200.00, in accordance with Act No. 514 of 1947, the cost of court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Also

No. 3494. Resolution authorizing and directing the Law Department to petition the Common Pleas Court for the sale of part of Lot No. 312 and Lot No. 313 on Lucina avenue to Walter W. Kramer and Mary Lou Kramer, his wife, for the sum of \$100.00, in accordance with Section 1 of the Act of 1937, P. L. 878, as amended, and upon confirmation by the Court authorizing and directing the proper officers of the City to

satisfy of record all tax and municipal claims against the property, and charging the costs to the City.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Weir presented

No. 3495. Certificate of Emergency signed by the Mayor and the City Controller on ordinance amending a portion of Section 28, Municipal Hospital, Department of Public Health, of the Salary Ordinance.

Also

No. 3496. An Ordinance amending a portion of Section 28, Municipal Hospital, Department of Public Health, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Also

No. 3497. An Ordinance providing for the letting of a contract for the furnishing of labor, materials and equipment for wall washing at the Municipal Hospital, Department of Public Health, and for the payment thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 3498. An Ordinance providing for the letting of a contract for the maintenance of the elevators in the Municipal Hospital for the period of one year beginning January 1, 1948, and for the payment of the cost thereof.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Wolk presented

No. 3499. An Ordinance granting unto the Westinghouse Electric Supply Company of Pittsburgh, Pennsylvania, its successors or assigns, the right and privilege to construct, maintain and use footer courses in the southerly sidewalk area of West General Robinson street, in the 22nd Ward, Pittsburgh, Pennsylvania.

Also

No. 3500. An Ordinance re-

establishing the grade of Gallupe Drive, from Whited street to a point 220.53 feet southwardly therefrom.

Also

No. 3501. An Ordinance re-fixing the width and position of the sidewalks and roadway of Wymore street, from Steuben street to Hassler street, and prescribing a portion to be used for slopes, landscaping, retaining walls and steps.

Also

No. 3502. An Ordinance re-fixing the width and position of the sidewalks and roadway of South Twenty-fourth street, from Sidney street to a point 235 feet north of Wharton street.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3503. An Ordinance transferring the sum of \$757.80 from Code Account 1041, Miscellaneous Services, to Code Account 1045, Equipment, Supervision of City Stables, Mayor's Office.

Also

No. 3504. Communication from International Union of Operating Engineers, Local 95, relative to wage scale for Operating Engineers.

Also

No. 3505. Communication from M. D. Wedner, Esq., on behalf of Ida Guttman, requesting exoneration of water charges on property located at 32-38 Isabella street.

Also

No. 3506. Communication from J. McDermott, 1612 Westfield street, asking for compromise settlement of taxes on property located on Gloster street.

Also

No. 3507. Communication from Disabled American Veterans, Col. Samuel D. Foster Post No. 76, requesting an appropriation of \$150.00 for observance of Memorial Day and Armistice Day in 1948.

Also

No. 3508. Communication from Disabled American Veterans, Greater Pittsburgh Chapter No. 3, asking for an appropriation of \$150.00 for Memorial and Armistice Day expenses.

Which were severally read and referred to the Committee on Finance.

Also

No. 3509. Communication from George L. Muirhead, Jr., requesting the construction of a sewer on Tasso street.

Which was read and referred to the Committee on Public Works.

Also

No. 3510. Communication from the Superior Valve and Fittings Company requesting the installation of a Stop and Go traffic light at West Liberty avenue and Brookside avenue.

Which was read and referred to the Committee on Public Safety.

Also

No. 3511. Communication from International Association of Machinists, Hazel Glen Lodge No. 491, protesting against the Smoke Ordinance.

Which was read and referred to the Committee on Health and Sanitation

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3512. Report of the Committee on Finance for November 25, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3423. An Ordinance entitled, "An Ordinance transferring the sum of \$3,155.00 from Code Account No. 170-3, Master Plan, to Code Account No. 169, Geodetic and Topographic Survey, within the Department of City Planning."

Which was read.

Also

Bill No. 3354. An Ordinance entitled, "An Ordinance transferring the sum of \$1,500.00 from Code Account No. 1457 to Code Account No.

1447, Bureau of Police, D. P. S."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Weir

Duff

Wolk

Leonard

Kilgallen (Pres't)

Stewart

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 3344. An Ordinance entitled, "An Ordinance transferring the sum of \$50,000.00 from Code Accounts -----, to Code Account 1770, Electric Current, Bureau of Water, D. P. W."

In Finance Committee, November 25, 1947, bill read and amended in Section 1 by striking out and by inserting as shown in red, and in the title by striking out the amount, "\$50,000.00" and by inserting in lieu thereof the amount, "\$26,000.00," and by inserting in blank space the following numbers and words, "1613, 1620, 1642, 1643, 1644, 1651, 1652, Bureau of Highways and Sewers; 1741, 1744, 1745, 1746, 1747, 1748, 1775, Bureau of Water and 1942, Bureau of Tests," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Com-

mittee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3435. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Fritz Kubitz in the sum of \$300.00 for services rendered the Bureau of Building Inspection, without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Leonard (for Mr. Gallagher) presented

No. 3513. Report of the Committee on Public Works for November 25, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3430. An Ordinance entitled, "An Ordinance accepting the dedication of Dunster street, LaMoine street and Effort way, as shown on Dunster Place Plan of Lots in the Nineteenth ward of the City of Pittsburgh, opening and naming the same and establishing the grades of Dunster street and LaMoine street."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Leonard presented

No. 3514. Report of the Com-

mittee on Public Safety for November 25, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3403. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 401, entitled, 'An Ordinance authorizing the Bureau of Building Inspection to issue to S. H. DeRoy a permit for the removal of a sign now existing at 408 Smithfield street and the re-erection thereof on the building located at 522 Wood street, the thickness of said sign being in excess of that permitted under Sub-section 4 of Section 7 of Ordinance No. 353, approved December 19, 1935,' approved October 10, 1947."

Which was read.

Also

Bill No. 3436. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of window shades for the Bureaus of Fire and Police, Department of Public Safety, and for the payment thereof."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't.)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Stewart (for Mr. McArdle) presented

No. 3515. Report of the Committee on Lands, Buildings and Housing for November 25, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3437. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of lot on Palm Beach avenue, being Lot No. 464 in the West Liberty No. 1 Plan, to Michael Bapa and Rose Bapa, his wife, for the sum of \$700.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D. T. W. L. and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3438. Resolution authorizing and directing the Office of Solicitor for City and School Tax liens to petition the Court of Common Pleas for the sale to Henry F. and Margaret C. Diers, his wife, lot on Gladys avenue, being Lot No. 8 in the West Liberty Plan No. 2, for the sum of \$910.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3439. Resolution authorizing and directing the Mayor to execute and deliver a deed to Eugene Meyer and Elizabeth S. Meyer, his wife, all those certain lots or pieces of ground situate in the 14th Ward, being Lot No. 361 and part of Lot No. 362 on Philander street in the McKelvey Grove Plan for the sum of \$185.00.

Which was read.

Also

Bill No. 3440. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Com-

mon Pleas for the sale to Arthur R. Weissflog and Lois M. his wife of lots on Sanborn street, being Lot No. 260 and part of Lot No. 261 in the Ideal No. 1 Plan, for the sum of \$350.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Which was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen (Pres't)
Stewart	

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Mr. Weir moved

That the minutes of Council of Monday, November 24, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, December 8, 1947.

No. 54.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.

Monday, December 8, 1947.

Council met.

Present:—Messrs.:

Demmler

Stewart

Duff

Wolk

Leonard

Kilgallen, (Pres't)

Absent:—Messrs.

Gallagher

Weir

McArdle

PRESENTATIONS

Mr. Demmler presented

No. 3516. An Ordinance authorizing the issuance of a warrant in favor of Babcock and Wilcox Company in the sum of \$656.96 in payment for emergency repairs to Boiler No. 3 at Ross Pumping Station for the benefit of the City without previous authority of law.

Which was read and referred to the Committee on Finance.

Also

No. 3517. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of water meters for the Bureau

of Water, Department of Public Works, and for the payment thereof.

Which was read and referred to the Committee on Filtration and Water.

Mr. Duff presented

No. 3518. An Ordinance transferring the sum of \$500.00 from Code Account No. 1126 to Code Account No. 1129, Department of Supplies.

Also

No. 3519. An Ordinance setting aside and appropriating the aggregate sum of \$37,860.00, or so much thereof as may be necessary, from Bond Fund No. 176—General Public Improvement People's Bonds of 1947, Series A, for the payment of salaries and the cost of supplies to carry out certain planning investigations, obtaining, compiling and mapping land use data and portions of the Geodetic and Topographic Survey by the Department of City Planning.

Also

No. 3520. Resolution authorizing the issuing of a warrant in favor of John W. Sauter in the sum of \$111.72 in full settlement of his claim against the City of Pittsburgh for property at 1509 Sterling street and automobile damaged during the Summer of 1947 by balls batted from Arlington Playground, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3521. Communication from the City Treasurer submitting statement of the collection of delinquent taxes for the period November 16 to November 30, 1947; also statement of the collection of the accounts of the City Solicitor.

Also

No. 3522. Communication from the City Treasurer submitting report of deposits and market value of collateral security pledged to secure same as of November 30, 1947.

Also

No. 3523. Communication from the City Treasurer requesting additions to the 1948 appropriation and salary ordinances.

Which were severally read and referred to the Committee on Finance.

Mr. Leonard (for Mr. Gallagher) presented

No. 3524. Certificate of emergency signed by the Mayor and the City Controller relative to transfer of \$61,000.00 to Code Account No. 1597-2, Street Lighting, Department of Public Works.

Also

No. 3525. An Ordinance transferring \$61,000.00 to Code Account No. 1597-2, Street Lighting, Department of Public Works from-----

Also

No. 3526. An Ordinance transferring the sum of \$1,000.00 from Code Account No. 1504, to Code Account No. 1505 in the Director's Office, Department of Public Works.

Also

No. 3527. An Ordinance transferring the sum of \$1,600.00 from Code Account Nos. 1671, 1673, 1678, 1679, 1680, 1687, 1689, 1690, 1691-1, and 1691-2 to Code Account No. 1674 in the Bureau of Refuse, Department of Public Works.

Also

No. 3528. An Ordinance authorizing the issuance of a warrant in favor of Pavia Company in the sum of \$2,110.60 in payment for extra work performed on contract in the Department of Public Works for the benefit of the City without previous authority of law.

Also

No. 3529. Communication from the Department of Public Works advising of extra work on the contract

for "preparation of the site north of Ingram avenue in the 28th Ward for erection of emergency housing for Veterans."

Which were severally read and referred to the Committee on Finance.

Also

No. 3530. An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with Sadie Marie Pachelbel and Marcus J. Pachelbel, owners and developers, providing for the grading, paving and curbing, to include necessary drainage of Galupe Drive from Whited street to Milan avenue, the entire cost and expense to be borne by Sadie Marie Pachelbel and Marcus J. Pachelbel.

Also

No. 3531. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement for and on behalf of the City of Pittsburgh with the Borough of Greentree, affixing the share of the cost of the construction, maintenance and repairs of the sewer on Greentree Road from a point near the City Borough Line at Hamburg street to the McCartney Run Storm Trunk Sewer at Wabash avenue and the Saw Mill Run Main Trunk Sanitary Sewer from McKnight street to an outlet in the Ohio River and its share of the cost of constructing, operating, maintaining and other work necessary in connection with a plant for the treatment or disposal of the sewage discharged by said sewers as may be required in the future, and granting permission to the said Borough to connect with the said City Sewer on Greentree Road and providing for the payment thereof.

Also

No. 3532. An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with Philip Goodman, owner and developer, providing for the grading, paving and curbing, to include necessary drainage of Linden Lane, from Linden avenue

to the westerly and northerly termini, and including concrete steps and sidewalk to be constructed on an unnamed ten-foot way between Linden Lane and Wilkins avenue, the entire cost and expense to be borne by Philip Goodman.

Also

No. 3533. An Ordinance providing for the letting of a contract or contracts for the furnishing and installing of carpet for offices in connection with the Director's Office, Department of Public Works and for the payment thereof.

Also

No. 3534. An Ordinance providing for the letting of a contract for the furnishing and delivery of One (1) Automobile for the Municipal Incinerator, Department of Public Works, and for the payment thereof.

Which were severally read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 3535. Communication from the Bureau of Police advising of collision involving automobile of the Chief of the Bureau of Fire.

Also

No. 3536. An Ordinance transferring the sum of \$350.00 from Code Account No. 1463, \$550.00 from Code Account No. 1469, and \$600.00 from Code Account No. 1470-1 to Code Account No. 1468, Bureau of Fire, D.P.S.

Which were read and referred to the Committee on Finance.

Also

No. 3537. Communication from the Department of City Planning relative to sale of City-owned property on Stanton avenue to the Board of Public Education.

Which was read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart (for Mr. McArdle) presented

No. 3538. An Ordinance amending Section 36, Department of Lands and Buildings, of Ordinance No. 501

entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

Also

No. 3539. An Ordinance authorizing the issuance of a warrant in favor of Carmen J. Tropea in the sum of \$2,026.00 for labor and materials furnished on Contract No. 10329 for the Department of Lands and Buildings for the benefit of the City without previous authority of law.

Which were read and referred to the Committee on Finance.

Also

No. 3540. Resolution authorizing and directing the Mayor to execute and deliver a deed to Frank J. Zavada and Jane A. Zavada, his wife, for the sum of \$125.00 for Lot No. 409 on Onandago street, 14th Ward.

Also

No. 3541. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of Lot No. 103 on Chartiers avenue, 28th Ward, to Joseph A. Zeliesko for the sum of \$550.00, in accordance with Act No. 514 of 1947, and providing that the cost of Court proceedings be paid from Trust Fund, D.T.W.L., to be repaid from the sale price.

Also

No. 3542. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of Lots 248 and 249 on Straka street, to John V. Kwiatkowski and Mary Kwiatkowski, his wife, for the sum of \$1,000.00, in accordance with Act No. 514 of 1947, and providing that the cost of Court proceedings be paid from Trust Fund, D.T.W.L., to be repaid from the sale price.

Also

No. 3543. Resolution authorizing and directing the Law Department to petition the Common Pleas Court for the sale of Lots 87 to 102, inclusive, on McCaslin street, 15th Ward, to William M. Justice and Esther L. Justice,

his wife, for the sum of \$6,400.00, in accordance with Section 1 of the Act of 1937, as amended, and authorizing and directing the proper officers of the City upon approval by the Court to satisfy of record all tax and municipal claims against said lots, and charging the costs to the City of Pittsburgh.

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 3544. An Ordinance authorizing the issuance of a warrant in favor of the Pittsburgh Press in the sum of \$166.32 for display advertising of summer band concerts, for the Department of Parks and Recreation, without previous authority of law.

Which was read, and referred to the Committee on Finance.

Mr. Wolk (for Mr. Weir) presented

No. 3545. An Ordinance transferring the sum of \$4,750.00 from C. A. Nos. 1201 and 1235 to C. A. Nos. 1231-3, 1239-2, 1239-4, 1252, 1258 and 1259, Department of Public Health.

Also

No. 3546. An Ordinance authorizing the issuance of warrants in favor of Westinghouse Electric Corporation in the sum of \$900.00 and the Eastman Kodak Stores, Inc., in the sum of \$59.38 for supplies and services furnished to the Department of Public Health without previous authority of law.

Which were read and referred to the Committee on Finance.

Mr. Wolk presented

No. 3547. An Ordinance vacating Pennsylvania avenue in the 21st Ward of the City of Pittsburgh between the westerly side of Preble avenue and the westerly terminus thereof, subject to the City's right in a sewer underneath said street and providing certain terms and conditions.

Also

No. 3548. An Ordinance vacating Oxlane street in the 21st Ward of the City of Pittsburgh between North avenue West and the south line of Liverpool street, subject to the City's

right in a sewer underneath a portion of said street, and providing certain terms and conditions.

Also

No. 3549. An Ordinance amending the title and Section 1 of Ordinance No. 399, approved March 30, 1895, entitled, "An Ordinance approving, confirming and locating certain streets, avenues and alleys, in the City of Pittsburgh," by striking out therefrom all reference to Ursina avenue or Ursina street.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3550. An Ordinance authorizing the purchase of water lines and appurtenances in the Ridgmont Plan of Lots in the 20th Ward for the sum of \$13,956.70 from the Pittsburgh-Harvey Corporation.

Also

No. 3551. An Ordinance authorizing a contract or contracts for the construction of a Fire Engine House at 1124 West North avenue, and appropriating funds therefor.

Also

No. 3552. Communication from the Pittsburgh Harvey Corporation requesting reimbursement in the sum of \$13,956.70 for installing water mains in the Ridgmont Plan of Lots, 20th Ward.

Also

No. 3553. Communication from Disabled American Veterans, Liberty Chapter No. 22, requesting an appropriation of \$200.00 for the year 1948 for observance of Memorial Day.

Also

No. 3554. Communication from Veterans Association of the 107th Field Artillery requesting an appropriation of \$200.00 for the year 1948 for observance of Memorial Day.

Which were severally read and referred to the Committee on Finance.

Also

No. 3555. Communication from City View and Vicinity Board of Trade

requesting a hearing regarding the opening of Damas street.

Also

No. 3556. Communication from Walter A. Kocgler, Esq., asking for passage of Bill No. 2616, An Ordinance amending the Zoning Ordinance by changing to a Commercial Use District property of Mr. Weltengel on Steuben street.

Which were read and referred to the Committee on Public Works.

Also

No. 3557. Communication from the Department of Public Safety with respect to securing space in the City-County Building for the proposed Central Control Room.

Which was read and referred to the Committee on Lands, Buildings and Housing.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3558. Report of the Committee on Finance for December 2, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3427. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 193, approved May 31, 1947, entitled, 'An Ordinance providing for a contract or contracts for the grading, paving and curbing of Twenty-Nine and a Half street from Railroad street northwardly 432 feet to North line of private right-of-way of the Crucible Steel Company, including the laying of a water line thereon and also the construction of a storm sewer on private right-of-way of the Crucible Steel Company from northerly terminus of Twenty-Nine and a Half street to Thirtieth street, and the installation of drainage facilities at Thirtieth street and Railroad street, and for the payment of the cost thereof'."

Which was read.

Also

Bill No. 3478. An Ordinance

entitled, "An Ordinance transferring \$5,000.00 from C. A. 1577, Materials, to C. A. 1579, Equipment, in the Division of Maintenance, Bridges and Structures, Bridge Repairs, Department of Public Works."

Which was read.

Also

Bill No. 3486. An Ordinance entitled, "An Ordinance transferring \$200.00 to C. A. No. 1366-4 and \$50.00 to C. A. No. 1366-5, Bureau of Repairs, Department of Lands and Buildings, from C. A. No. 1807, Repairs, Department of Parks and Recreation."

Which was read.

Also

Bill No. 3488. An Ordinance entitled, "An Ordinance authorizing the transfer of \$3,000.00 from and to certain Code Accounts within the Department of Lands and Buildings."

Which was read.

Also

Bill No. 3491. An Ordinance entitled, "An Ordinance transferring the sum of \$2,500.00 from Code Account 1364-1, Repairs, Installation of Heating Plant and Stokers to Code Account 1364, Repairs, Department of Lands and Buildings."

Which was read.

Also

Bill No. 3495—

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7th, 1901, P. L. 20, as amended by the Act of May 31st, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, Ordinance No. 501, Section 28, Department of Public Health, provides for the employment of seven laborers at the Municipal Hospital for a period of 313 days each for the year 1947; and

WHEREAS, the Director of the Department of Public Health, by letter dated November 19, 1947, addressed to

the Deputy Mayor and City Controller, states that one of the said laborers, in addition to his other duties, acts as a Relief Ambulance Driver seven days a week, and that his allotted number of days for the current year are now exhausted and that his continued employment for the remainder of the year is imperative because of his experience in the handling of contagious disease cases; and

WHEREAS, such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

NOW, THEREFORE, We, James P. Kirk, Deputy Mayor of the City of Pittsburgh and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the deletion of the number of days wherever they appear in said section of the Salary Ordinance, opposite the classification of seven (7) laborers at the Municipal Hospital, Department of Public Health.

JAMES P. KIRK,
Deputy Mayor.

EDWARD R. FREY,
Nov. 28, 1947. City Controller.

Which was read, received and filed.

Also

Bill No. 3496. An Ordinance entitled, "An Ordinance amending a portion of Section 28, Municipal Hospital, Department of Public Health, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

Which was read.

Also

Bill No. 3497. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing of labor, materials and equipment for wall washing at the Municipal Hospital, Department of Public Health, and for the payment thereof."

Which was read.

Also

Bill No. 3503. An Ordinance entitled, "An Ordinance transferring the sum of \$757.80 from Code Account 1041, Miscellaneous Services, to Code Account 1045, Equipment, Supervision of City Stables, Mayor's Office."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 3487. An Ordinance entitled, "An Ordinance transferring \$1,500.00 from Code Account No. 42, Contingent Fund, to Code Account No. 170-13, Contract No. 10329; reconversion of building at 1020 Bedford avenue, Pittsburgh, Pa., for a horse stable, Department of Lands and Buildings."

Which was read.

Mr. Duff moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 3422. An Ordinance entitled, "An Ordinance fixing the interest rate on General Public Improvement Peoples Bonds of 1947, Series A, and levying an annual tax to pay the principal, interest and any tax levied on said bonds."

In Finance Committee, December 2, 1947, bill read and amended in Sections 1 and 2 as shown in red, and in the Whereas clause by inserting the following: after the words "sold to" the words, "Union Securities Corporation of New York," after the words, "interest rate of" the words, "1¾ per cent," and after the words, "premium of" the words, "Seven Hundred and Fifteen Dollars (\$715.00)", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk.
Leonard	Kilgallen, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3433. An Ordinance entitled, "An Ordinance amending a portion of Section 49, Bureau of Traffic Planning, Department of Public Safety, of Ordinance No. 501, approved December 28, 1946, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof'."

In Committee on Finance, December

2, 1947, bill read and amended by inserting the following Whereas clause:

"WHEREAS, The Mayor and the City Controller have signed a Certificate of Emergency relating to this matter, therefore," and as amended ordered returned to Council with an affirmative recommendation, subject to the declaration of an emergency by the Mayor and the City Controller.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Also

No. 3559.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, Ordinance No. 501, Section 49, Bureau of Traffic Planning, Department of Public Safety, provides for the employment of certain employees in the said department for a specific number of days for the current year; and

WHEREAS, The Director of the Department of Public Safety, in a letter addressed to the Deputy Mayor and the City Controller, states that it is impractical to employ painters on a temporary basis, and therefore overtime work will be required of the painters in the Department of Public Safety, Bureau of Traffic Planning, consisting of 1 sign painter, 1 painter, 2 temporary painters and 1 sign painter's helper in order to keep municipal equipment in proper condition. Also, due to various emergencies, such as street improvements by the Department of Public Works and State Highway Department, overtime work has been required of 1 skilled laborer, 4

equipment operators and 6 sign maintenance laborers in the Department of Public Safety, Bureau of Traffic Planning, and that the employment of the aforesaid personnel is necessary for the balance of the year to continue the City's program of improvements; and

WHEREAS, It is necessary to delete the limitation of the time of employment of certain employees to meet this program; and

WHEREAS, Such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

NOW, THEREFORE, We, James P. Kirk, Deputy Mayor of the City of Pittsburgh, and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the deletion of the limitation of the number of days of employees of the Department of Public Safety, Bureau of Traffic Planning, as follows: 1 skilled laborer, 4 equipment operators, 6 sign maintenance laborers, 1 sign painter, 1 painter, 2 temporary painters and 1 sign painter's helper, as set forth in Section 49 of Ordinance No. 501, approved December 28, 1946.

JAMES P. KIRK,

Deputy Mayor.

EDWARD R. FREY,
City Controller.

Dated: December 8, 1947.

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Duff

Leonard
Stewart

Wolk
Kilgallen, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3434. An Ordinance entitled, "An Ordinance authorizing the issuance of warrant in favor of Dr. B. L. Corbett in the amount of \$77.99 in payment for services rendered in connection with the Mayor's Highway Safety Conference held November 6, 1947, for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 3480. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Morganstern Electric Company for \$125.00, Tri-State Blue Printing and Supplies Company for \$94.00, Joseph McKee Bell for \$15.00, and Harris Pump and Supply Company for \$10.00 in payment for extra work performed on contract, also equipment and parts furnished in the Department of Public Works for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 3489. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of A. R. Cafardi, in the sum of \$1,400.00, Weldon & Kelly Co., in the sum of \$1,263.00, Weston Sales and Service, in the sum of \$72.50, Refrigeration Equipment Co. in the sum of \$170.32, McKee Door Co., of Penna., in the sum of \$806.00, and Carmen J. Tropea, in the sum of \$50.00 for labor, materials and supplies furnished the Department of Lands and Buildings for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 3424. Resolution authorizing the Treasurer to accept the face amount of the balance due, \$294.00 in full settlement for 1946 real estate taxes on property of Oswald and Hess in the 24th Ward.

Which was read.

Also

Bill No. 3476. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$30.00 in full settlement of metered water charges against the property of Joseph F. Sassano, et ux., located at 5011 Cypress street, 8th Ward, for the years 1941 to 1946, both inclusive.

Which was read.

Also

Bill No. 3477. Resolution authorizing and directing the Collector of Delinquent Taxes to exonerate 1942 City tax in the amount of \$147.38 assessed against Michael F. McNulty, et ux., 1018 Bidwell street, 21st Ward, for the reason that said property was purchased by Trinity Methodist Church in December, 1941, and was used for church purposes during the year 1942, and further authorizing and directing the Tax Lien Solicitor to satisfy the City's portion of lien filed at D. T. D. 9002 October Term, 1944.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 3474. Resolution authorizing the issuing of a warrant in favor of Edmund J. Winstel, Sr., in the sum of \$180.00 in full settlement of his claim against the City for property damaged during 1947 and previous years by balls batted from Reams Playground, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Also

Bill No. 3475. Resolution authorizing the issuing of duplicate warrants to the same payees and in the same amounts to replace the following warrants lost or destroyed:

St. Norbert's Church, \$80.36, to replace Warrant No. 57770 dated January 26, 1945, charging to Code Account No. 41, Refunding Taxes and Water Rents.

St. Norbert's Church, \$72.32, to replace Warrant No. 57772 dated January 26, 1945, charging to Code Account No. 41, Refunding Taxes and Water Rents.

Edna Kennerdell, \$22.00 to replace Warrant No. 102736, dated August 13, 1947, charging to Code Account No. 44, Workmen's Compensation.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage, the ayes and noes were taken, and being

taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen (Pres't)

Ayes 6. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolutions passed finally.

Mr. Leonard (for Mr. Gallagher) presented

No. 3560 Report of the Committee on Public Works for December 2, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3155. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E30, by changing from a 'B' Residence to a 'C' Residence District, all that certain property bounded by Wilkins avenue; the lines of the present 'A-B' Residence District south of Fifth avenue; the westerly and southerly lines of property, now or late of A. B. and G. B. Berger; the southerly line of Maple Heights road; the westerly, southerly and easterly boundary lines of the Maple Heights Plan of Lots; the northerly line of property fronting on the northerly side of Dunmoyle street; South Negley avenue; Fair Oaks street; the westerly line of the unnamed way east of Wightman street; properties fronting on the northerly side of Fair Oaks street; the easterly lines of properties fronting on the easterly side of Kipling road; Fair Oaks street; Wilkins avenue; the northwesterly line of property, now or late of M. S. and G. T. Rafferty, Surviving Trustees; the lines dividing properties fronting on Wilkins avenue and those to the south thereof; and, the line of the present 'C' Residence District east of the plan of 'Morewood Heights.' "

Which was read.

Also

Bill No. 3318. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheets Z-N10-W15

and Z-O-W15, by changing from a 'B' Residence District to a Neighborhood Retail District all that certain property bounded by Libbie street; the northerly line of property now or late of P. F. Conley; the westerly boundary line of the Augusta B. Shields Plan of Lots; and a line parallel with and distant 200 feet northwardly from Ingram avenue."

Which was read.

Also

Bill No. 3482. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Callowhill street and Millbrae way from a point about 185' east of No. Euclid avenue to the existing sewer on Millbrae way, south of Callowhill street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 3431. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the

Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with the Neville Realty Company, owner and developer, providing for the grading, paving and curbing, to include necessary drainage, of Maple Heights Court from Maple Heights road to the easterly terminus."

In Committee on Public Works, December 2, 1947, bill read and amended in Section 2 by striking out the words, "This Ordinance shall not become effective and," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Leonard moved

That the amendment of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler Stewart

Duff Wolk

Leonard Kilgallen, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Wolk presented

No. 3561. Report of the Committee on Public Service and Surveys for December 2, 1947, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3499. An Ordinance entitled, "An Ordinance granting unto the Westinghouse Electric Supply Company of Pittsburgh, Pennsylvania, its successors or assigns, the right and privilege to construct, maintain and use footer courses in the southerly sidewalk area of West General Robinson street, in the 22nd Ward, Pittsburgh Pennsylvania."

Which was read.

Also

Bill No. 3500. An Ordinance entitled, "An Ordinance re-establishing the grade of Gallupe Drive from Whited street to a point 220.53 feet southwardly therefrom."

Which was read.

Also

Bill No. 3501. An Ordinance entitled, "An Ordinance refixing the width and position of the sidewalks and roadway of Wymore street, from Steuben street to Hassler street, and prescribing a portion to be used for slopes, landscaping, retaining walls and steps."

Which was read.

Also

Bill No. 3502. An Ordinance entitled, "An Ordinance refixing the width and position of the sidewalks and roadway of South Twenty-fourth street from Sidney street to a point 235 feet north of Wharton street."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Wolk (for Mr. Weir) presented

No. 3562. Report of the Committee on Health and Sanitation for December 2, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3498. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the maintenance of the elevators in the Municipal Hospital for the period of one year beginning January 1, 1948, and for the payment of the cost thereof."

Which was read.

Mr. Duff moved —

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Stewart (for Mr. McArdle) presented

No. 3563. Report of the Committee on Lands, Buildings and Housing for December 2, 1947, transmitting

several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3492. Resolution authorizing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Jos. Borandi and Emma, his wife, of Lot No. 44 in the Parchment Addition Plan, on Frankstown avenue for the sum of \$500.00, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D. T. W. L. and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3493. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of Lot No. 18 in the Pleasant Hills Plan No. 1, on Harrisburg street to Leonard A. Costa and Florence H. Costa, his wife, for the sum of \$200.00, in accordance with Act No. 514 of 1947, the cost of court proceedings to be paid from Trust Fund D. T. W. L. and repaid to said fund from the sale price.

Which was read.

Also

Bill No. 3494. Resolution authorizing and directing the Law Department to petition the Common Pleas Court for the sale of part of Lot No. 312 and Lot No. 313 on Lucina avenue to Walter W. Kramer and Mary Lou Kramer, his wife, for the sum of \$100.00, in accordance with Section 1 of the Act of 1937, P. L. 878, as amended, and upon confirmation by the Court, authorizing and directing the proper officers of the City to satisfy of record all tax and municipal claims against the property, and charging the costs to the City.

Which was read.

Mr. Stewart moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended.

the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Wolk
Leonard	Kilgallen, (Pres't)

Ayes 6. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Leonard presented

No. 3564. Resolution requesting the Director of the Department of Public Works to promptly cause an investigation to be made of sidewalks

on Court place, from Fifth avenue to Sixth avenue, and on Wylie avenue, from Sixth avenue to Tunnel street, and take the necessary action permitted him under law to see that these sidewalks are immediately put in proper and safe condition.

Which was read and referred to the Committee on Public Works.

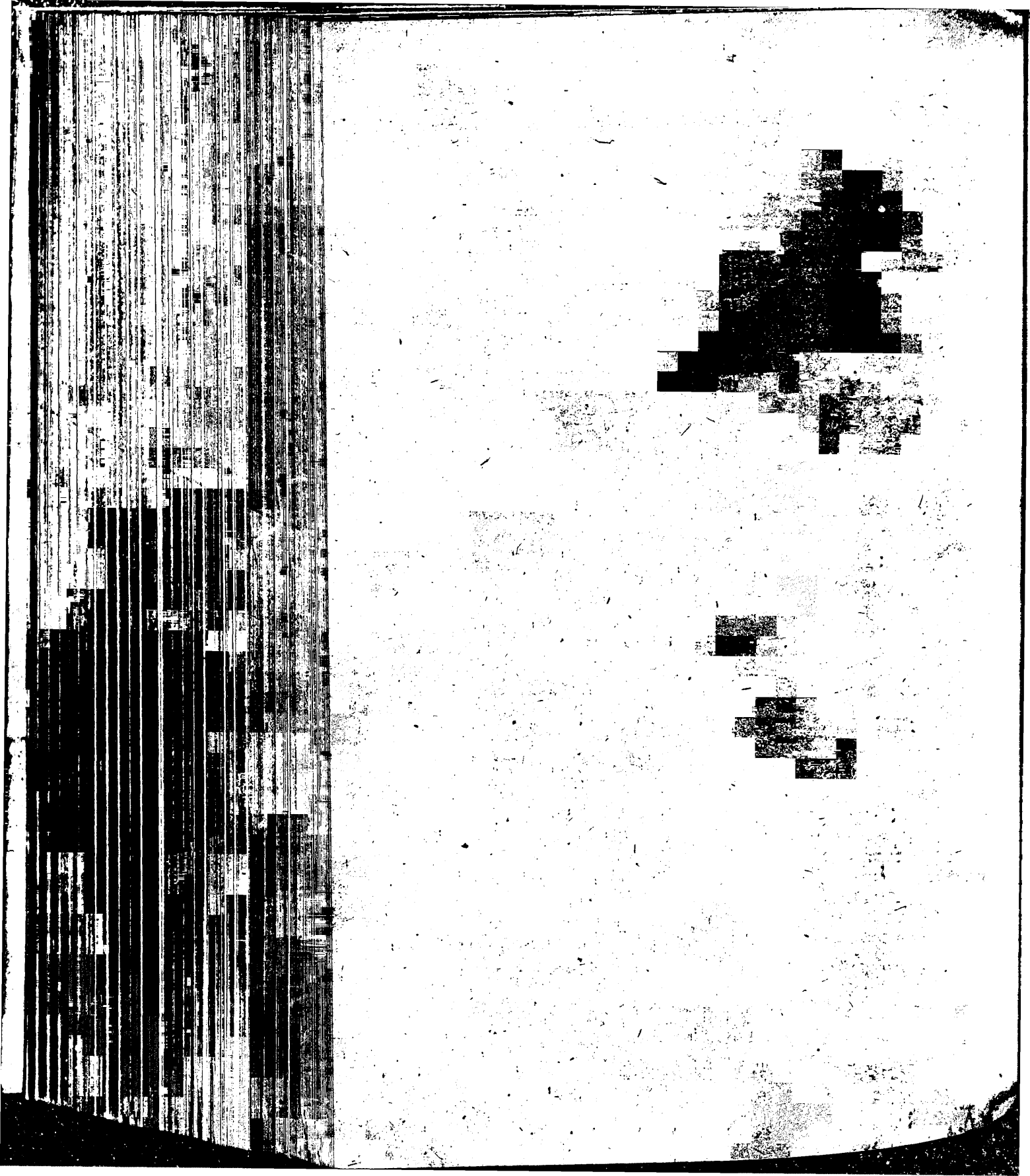
Mr. Wolk moved

That the Minutes of Council of Saturday, November 29, 1947, and Monday, December 1, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Wolk

Council adjourned



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, December 15, 1947.

No. 55.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN-----President

JAMES W. PATTERSON-----City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, December 15, 1947.

Council met.

Present:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Absent: Mr. Gallagher.

PRESENTATIONS

Mr. Demmler presented

No. 3565. An Ordinance authorizing the issuance of a warrant in favor of Dravo Corporation for \$8,946.15 in payment for materials furnished, inspection, servicing and repairs of pumping units No. 1 and 2, Ross Pumping Station, for the benefit of the City without previous authority of law.

Which was read and referred to the Committee on Finance.

Mr. Duff presented

No. 3566. An Ordinance authorizing the issuance of warrants in favor of John Charles Sparrows in the sum of \$36.00 for equipment furnished

the Civil Service Commission; E. W. Coal Company in the sum of \$37.41 for coal furnished the Bureau of Highways and Sewers, and MacNeil Contracting Company in the sum of \$133.20 for conduit furnished the City Treasurer's Office, for the benefit of the City without previous authority of law.

Also

No. 3567. Resolution authorizing and directing the Collector of Delinquent Taxes to exonerate 1942 City tax in the amount of \$6.96 assessed against James A. Gribben on a strip of land 8'x234' along Bandera way at 39th street in the 6th Ward, for the reason that the said land was taken by the City by condemnation on May 13, 1941, and authorizing and directing the Tax Lien Solicitor to release the aforesaid strip of land from the City's portion of the lien filed at D. T. D. 4154 July Term, 1944.

Also

No. 3568. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$333.30 in full settlement of unpaid metered water charges against the property of John Connor et ux., 237 Shaler street, 19th Ward, for the years 1931 to 1947, inclusive.

Also

No. 3569. Resolution authorizing and directing the Delinquent Tax Collector to exonerate taxes amounting to \$385.14 against property in the 1st Ward assessed in the name of William Renton.

Also

3570. Resolution authorizing and directing the Delinquent Tax Col-

lector to exonerate City taxes amounting to \$86.16 and flat water rents in the amount of \$21.25 against property in the 1st Ward assessed in the names of Isaac Sachs and Jacob Levy.

Also

No. 3571. Resolution cancelling Electrical Certificate No. 6124, issued October 21, 1947, to Morris Podrat, by the Bureau of Building Inspection, Department of Public Safety, and authorizing the issuing of a warrant in favor of Morris Podrat in the amount of \$50.00, and charging same to Code Account No.-----

Which were severally read and referred to the Committee on Finance.

Mr. Leonard (for Mr. Gallagher) presented.

No. 3572. An Ordinance authorizing the issuance of a warrant in favor of Diulus Construction Company in the sum of \$1,611.80 in payment for extra work performed on contract in the Department of Public Works, for the benefit of the City without previous authority of law.

Also

No. 3573. Resolution authorizing the issuing of a warrant in favor of Mitchell Mackowski, employee of the Garage and Repair Shops, Bureau of Highways and Sewers, Department of Public Works, in the sum of \$17.00 for replacement of lenses in his glasses which were broken when a plate fell from a truck which he was repairing, breaking his glasses, and charging same to Code Account No.-----

Which were read and referred to the Committee on Finance.

Also

No. 3574. An Ordinance authorizing and directing the construction of a public sewer on Kingwood street, from a point about 100' North-east of Bermuda street to the existing sewer on Elwyn avenue, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Mr. Leonard presented

No. 3575. An Ordinance providing for the letting of a contract for the furnishing and delivery of one truck body for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

Also

No. 3576. Resolution authorizing the issuing of a warrant in favor of Joseph H. Lauer, Hoseman in the Bureau of Fire, in the sum of \$14.25 for replacement of bifocal lenses and repairs to his glasses which were broken as a result of an accident on November 1, 1947, and charging same to Code Account No.-----

Which were read and referred to the Committee on Finance.

Mr. McArdle presented

No. 3577. An Ordinance transferring \$100.00 to C. A. 1366, and \$100.00 to C. A. 1366-11, Bureau of Repairs, Department of Lands and Buildings, from C. A. 1807, Repairs, Department of Parks and Recreation.

Which was read and referred to the Committee on Finance.

Also

No. 3578. Resolution authorizing and directing the Mayor to execute a quit-claim deed for "Lot 166.15 x 140 Wilson street, between Charles and Chester" to Ora H. Ewert.

Also

No. 3579. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Michael S. Puskar and the sale to Elizabeth C. Puskar, his wife, Lot Nos. 22, 23, 24 and 25 in B. Wolfe Jr. Plan, on Halsey street for the sum of \$1,200.00.

Also

No. 3580. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to John T. Power and Elizabeth M. Power, his wife, property.

on Donora street, being Lot Nos. 20 and 22, for the sum of \$400.00.

Also

No. 3581. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of property to Earl T. Ehrentraut and Mabel Ehrentraut, his wife, property on Gladys avenue, being Lot Nos. 18 and 19 in the Edward M. Seibert Plan for the sum of \$2,000.00.

Also

No. 3582. Resolution amending Resolution No. 304, approved December 5, 1947, authorizing the sale of Lot No. 8 on Gladys Avenue, 19th Ward, to Henry F. Diers and Margaret C. Diers, his wife, by striking out the words in the second paragraph "being Lot No. 8 in the West Liberty Place Plan No. 2, recorded in Plan Book Volume 20, Page 116," and inserting in lieu thereof the words "being Lot No. 8 in the Edward M. Seibert Plan, recorded in Plan Book Volume 23, Page 141."

Which were severally read and referred to the Committee on Lands, Buildings and Housing.

Mr. Stewart presented

No. 3583. An Ordinance supplementing Section 79a of Ordinance No. 279, entitled, "An Ordinance supplementing Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof, approved December 28, 1946,' by adding thereto a new section to be known as Section 79a, Department of Parks and Recreation," approved July 23, 1947.

Which was read and referred to the Committee on Finance.

Mr. Wolk presented

No. 3584. Petition for vacation of Harcor drive, from Seaton avenue to the east line of Ebenshire Village Plan of Lots No. 2.

Also

No. 3585. An Ordinance vacating Harcor drive, from Seaton avenue to the east line of Ebenshire Village Plan of Lots No. 2.

Also

No. 3586. An Ordinance amending Ordinance No. 362, enacted into law on the 2nd day of September, 1947, and approved by the Deputy Mayor, September 10, 1947, granting to Midtown Motors, Inc., the right to construct, maintain and use certain projections over the southerly line of Bigelow boulevard in the 2nd Ward of the City of Pittsburgh.

Also

No. 3587. An Ordinance repealing Ordinance No. 399, approved March 30, 1895, entitled, "An Ordinance approving, confirming and locating certain streets, avenues and alleys in the City of Pittsburgh as laid out in a certain plan known as a 'Plan of Part of the Eighteenth and Nineteenth Wards,' approved by Council November 14, 1887, etc." insofar as said Ordinance locates Unicorn street (formerly Ursina street), from Stanton avenue to property line, and setting aside, annulling and vacating the location of Unicorn street (formerly Ursina street) from Stanton avenue to property line, as laid out and located in the said plan.

Also

No. 3588. Resolution authorizing and directing the City Solicitor to file a Complaint and Petition with the Pennsylvania Public Utility Commission in opposition to the proposed increase in rates of Pittsburgh Railways Company and its affiliates and subsidiaries, as set forth in tariffs filed by W. D. George and Thomas Fitzgerald, Trustees thereof, and captioned Pa. P. U. C. No. P-18, Bus Pa. P. U. C. No. 16, and Pa. P. U. C. No. 6, superseding respectively Pa. P. U. C. No. P-17, Bus Pa. P. U. C. No. 15 and also supplements to both, and Pa. P. U. C. No. 5, which tariffs were issued December 5, 1947, to become effective January 5, 1948, and directing the City Solicitor to request the Commission to suspend the operation of the proposed rates and to enter upon a hearing concerning the justness, reasonableness and legality of the said rates.

Also

No. 3589. Communication from

the Department of Law transmitting financial report of the Pittsburgh Motor Coach Company for the month of October, 1947.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3590. Communication from Federation of War Veterans' Societies requesting an appropriation of \$2,500.00 for Armistice Day celebration for the year 1948.

Also

No. 3591. Communication from Frank J. Vietmeier, 115 Whited street, requesting a re-examination of the facts pertaining to sewer assessment against his property.

Which were read and referred to the Committee on Finance.

Also

No. 3592. Communication from the Borough of Wilkinsburg asking that the wooden steps along the City Line at Grace street be repaired.

Which was read and referred to the Committee on Public Works.

Also

No. 3593. Communication from the Brookline Board of Trade protesting against the increase in fares by the Pittsburgh Railways Company.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3594. Bond of the Deputy Mayor in the sum of \$25,000.00 issued by the Continental Casualty Company and providing expiration date to be February 4, 1948 instead of November 4, 1947.

Which was read.

Mr. Duff moved

That the Bond be approved.
Upon which motion the Chair ordered the Ayes and Noes taken, and being taken were:

Ayes:—Messrs.

Demmler

Duff

Leonard

McArdle

Stewart
Weir

Wolk
Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3595. Report of the Committee on Finance for December 9, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3518. An Ordinance entitled, "An Ordinance transferring the sum of \$500.00 from Code Account No. 1126 to Code Account No. 1129, Department of Supplies."

Which was read.

Also

Bill No. 3526. An Ordinance entitled, "An Ordinance transferring the sum of \$1,000.00 from Code Account No. 1504 to Code Account No. 1505 in the Director's Office, Department of Public Works."

Which was read.

Also

Bill No. 3527. An Ordinance entitled, "An Ordinance transferring the sum of \$1,600.00 from Code Account Nos. 1671, 1673, 1678, 1679, 1680, 1687, 1689, 1690, 1691-1 and 1691-2 to Code Account No. 1674 in the Bureau of Refuse, Department of Public Works."

Which was read.

Also

Bill No. 3536. An Ordinance entitled, "An Ordinance transferring the sum of \$350.00 from Code Account No. 1463, \$550.00 from Code Account No. 1469, and \$600.00 from Code Account No. 1470-1 (total \$1,500.00) to Code Account No. 1468, Bureau of Fire, D. P. S."

Which was read.

Also

Bill No. 3551. An Ordinance

entitled, "An Ordinance authorizing a contract or contracts for the construction of a Fire Engine House at 1124 West North avenue, and appropriating funds therefor."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 3538. An Ordinance entitled, "An Ordinance amending Section 36, Department of Lands and Buildings, of Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh, and the rate of compensation thereof,' approved December 28, 1946."

Which was read.

Also

No. 3596.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in

cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, The Director of the Department of Lands and Buildings, in a letter addressed to the Deputy Mayor and the City Controller, dated December 10, 1947, has stated that because of the installation of new tax billing equipment in the Treasurer's Office and because of alterations to rooms on the Sixth Floor for use by the School District for tax purposes, it will be necessary for certain employees of the Department of Lands and Buildings, Bureau of Operating Maintenance, to be employed a number of days in excess of the provisions of the Salary Ordinance for 1947, Ordinance No. 501, to-wit: engineers, apprentice engineers, laborers, janitors, watchmen and elevator maintenance men; and

WHEREAS, Such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

NOW, THEREFORE, we, JAMES P. KIRK, Deputy Mayor of the City of Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring an amendment to Section 36 of the Salary Ordinance for 1947, Ordinance No. 501, by striking out the number of days wherever they appear in said Section 36.

JAMES P. KIRK,
Deputy Mayor.

EDWARD R. FREY,
City Controller.

Dated: December 10, 1947.

Which was read, received and filed.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Duff moved

To amend the bill by inserting the following Whereas clause: "WHEREAS, A certificate of emergency has been signed by the Mayor and the

City Controller relating to this matter; Therefore,".

Which motion prevailed.

And the bill having been printed as amended and placed upon the members' desks, was agreed to on second reading as amended.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3112. An Ordinance entitled, "An Ordinance providing for the grading, paving and curbing of Coleridge street from McCabe street westwardly 118 feet to existing pavement, and other work incidental thereto, including the laying of water lines, and for the payment of the cost thereof."

In Finance Committee, December 9, 1947, bill read and amended in Section 1 by inserting in blank space, "Bond Fund No. 176, General Public Improvement Peoples Bonds of 1947, Series 'A'," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen (Pres't)
Stewart	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3442. An Ordinance entitled, "An Ordinance transferring the sum of \$18,000.00 from Code Account Nos. ----- to Code Account No. 1231-4, Drug Supplies, Tuberculosis Hospital, Department of Public Health."

In Finance Committee, December 9, 1947, bill read and amended in Section 1 by striking out and by inserting as shown in red and in the title by striking out the amount, "\$18,000.00" and by inserting in lieu thereof the amount "\$12,000.00," and by inserting in blank space the following numbers: "1205-2, 1218-2, 1228, 1235 and 1270," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3524.

CITY OF PITTSBURGH

CERTIFICATION OF EMERGENCY

WHEREAS, Article XIV, Section 13 of the Act of March 7th, 1901, P. L. 20, as amended by the Act of May 31st, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, The Director of the Department of Public Works, under date of November 22, 1947, addressed to the Deputy Mayor and the City Controller, states that there is insufficient funds in Code Account No. 1597-2, Street Lighting, for the payment of November Street Lighting Account, for the reason, that the sum of \$61,000.00 was transferred from this account to Code Account No. 1768 Fuel-Coal, Mechanical Division, Bureau of Water, to provide sufficient funds for the purchase of coal in order to maintain a proper water supply for the remainder of the year; and

WHEREAS, It is necessary to reimburse Code Account No. 1597-2, Street Lighting, for the payment of the November Street Lighting Account; and

WHEREAS, Such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

NOW, THEREFORE, We James P. Kirk, Deputy Mayor of the City of Pittsburgh and Edward R. Frey, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the transfer of the sum of \$61,000.00 to Code Account No. 1597-2, Street Lighting, for the payment of the November Street Lighting Account.

JAMES P. KIRK,
Deputy Mayor.

EDWARD R. FREY,
City Controller.

Dated: December 3, 1947.

Which was read, received and filed.

Also

Bill No. 3525. An Ordinance entitled, "An Ordinance transferring \$61,000.00 to Code Account No. 1597-2, Street Lighting, Department of Public Works, from -----"

In Finance Committee, December 9, 1947, bill read and amended in Section 1 and in the title by inserting in blank space, "Code Account No. 46, Judgments," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen (Pres't)
Stewart	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3479. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,192.09 in payment for street lighting service furnished during the month of November 1947, for the benefit of the City without previous authority of law."

Which was read

Also

Bill No. 3516. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Babcock and Wilcox Company in the sum of \$656.96, in payment for emergency repairs to Boiler No. 3 at Ross Pumping Station for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 3544. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the Pittsburgh Press in the sum of \$166.32, for display advertising of summer band concerts, for the Department of Parks and Recreation, without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk.
Leonard	Kilgallen. (Pres't).
Stewart	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.'

Also

Bill No. 3528. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Pavia Company in the sum of \$2,110.00 in payment for extra work performed on contract in the Department of Public Works for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Leonard:

Mr. President: On Bill No. 3528, \$2,100.00 payment of extra work on temporary housing, what work was that?

Mr. Demmler:

Mr. President: That was some additional funds for surfacing the sidewalks and street.

Mr. Leonard:

Mr. President: Was it inside the curb line?

Mr. Demmler:

Mr. President: I think it was. You remember we had a letter stating the condition. It was all worked out.

Mr. Leonard:

Mr. President: The reason I raise the

question as you all understand that our original agreement with the F. P. H. A. was that we pay everything up to the curb. It means that the curbs and sidewalks and everything within the project comes within the Federal Government and although I understand that the Federal Public Housing Agency has no money in that fund to help on temporary housing, but I am putting this as a matter of record if this work is done inside the curb line of the projects it is the duty of the Federal Government to protect the City of Pittsburgh and if we have to pay that we should be in a position or our Law Department should be in a position if Congress in the future appropriates or decides to get rid of these projects that this money can be reimbursed to the City of Pittsburgh. That any money that we pay out for work past the curb line that we should be in a position to collect and I think it is very important that we have that understood.

Mr. Duff:

Mr. President, As I understand it, this work is badly needed and couldn't await the action of the Federal Government. I think, however, our claim on the Federal Government will be favorably considered. Of course, we cannot sue the Federal Government on this matter but I think we can get our money back. The situation was that we had to do something to make these houses available for the people to live in them.

Mr. Leonard:

Mr. President: Mr. Duff is right, but if the Federal Government does not appropriate anything for emergency housing which they might not do, the Federal Government is not carrying out its agreement with the City of Pittsburgh and the temporary houses may be torn down or may be sold within a period of two, three, four or five years, and if so there is not only these two thousands dollars, there are thousands of dollars we have had to pay to make these projects to live in. What this Council should do is protect itself and see that we have an understanding and if they are paying out any money over and above

that agreed to do and the City has a claim of several thousand dollars that the Federal Government owes it, and the Law Department should have that understanding that the City of Pittsburgh is reimbursed for the money they advanced up to the present time. I have seen several bills passed like this passed and some amounted to a great deal of money but there is no agreement that we to be reimbursed on the disposal of these temporary housing projects.

Mr. McArdle:

Mr. President: If the agreement states that they will take care of all expenditures inside the curb line, then on the basis of that contract wouldn't we have a claim for anything we expended in the emergency?

The Chair: Only in part. This legislation is for the Veterans' Housing projects at Arlington Heights, Black street, and Haven street, amounting to \$2,110.60. Of that amount \$646.25 is for top soil. That item is not mentioned at all in the original agreement. As to the other two items for pipe sewer amounting to \$1,273.75 and water line \$190.60. These items are the direct responsibility of the City but the other item of top soil, that should have been the responsibility of the Federal Government. It is not written at all in the original agreement. Mr. Leonard is right so far as that is concerned, we will probably never be reimbursed.

Mr. Leonard:

Mr. President: The reason I bring that up, there have been things passed and there will be things in the future and the Federal Government did not carry out its agreement. We put a lot of money in there besides the top soil. A lot has happened and a lot more is going to happen and I am only speaking for the protection of Council. What I want to do is to see that we are protected and to lay claim on money received for disposal of Veterans' Emergency Housing projects. The Emergency Housing program cost us a lot more than we originally anticipated and we should be in a position to get some of that.

The Chair: I would think we are

volunteers if we provide top soil we are in a position of volunteers and never will be in a position to recover.

Mr. Duff:

Mr. President: I don't think the Federal Government will take that attitude. You would think that by reason of the fact that appropriations ran out which will put them in a position that they will recognize their obligation. I think the proper thing to do would be to adopt a resolution calling attention to the Law Department to see what steps can be taken.

Mr. Leonard:

Mr. President: I think the Department of Public Works has a record of all the money spent.

Mr. Duff:

Mr. President: I will introduce a resolution tomorrow in Finance Committee.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3539. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Carmen J. Tropea in the sum of \$2,026.00 for labor and materials furnished on contract No. 10329 for the Department of Lands and Buildings for the benefit of the City, without previous authority of law."

In Finance Committee, December 9,

1947, bill read and amended in Section 1 by striking out and by inserting as shown in red, and in the title by striking out the words, "labor and materials," and by inserting in lieu thereof the words, "extra work," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Wolk
Duff	Weir
Leonard	Kilgallen (Pres't)
Stewart	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Leonard (for Mr. Gallagher) presented

No. 3597. Report of the Committee on Public Works for December 9, 1947, transmitting sundry ordinances and a resolution to Council.

Which was read, received and filed

Also, with an affirmative recommendation,

Bill No. 3149. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the collec-

tion of garbage and household refuse within Wards Nos. 21 to 27, inclusive, of the City of Pittsburgh, and the depositing of the same in the receiving bin of the Municipal Incinerator Plant, for the calendar year ending December 31, 1948."

Which was read.

Also

Bill No. 3530. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with Sadie Marie Pachelbel and Marcus J. Pachelbel, owners and developers, providing for the grading, paving and curbing, to include necessary drainage of Galupe drive from Whited street to Milan avenue, the entire cost and expense to be borne by Sadie Marie Pachelbel and Marcus J. Pachelbel."

Which was read.

Also

Bill No. 3533. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and installing of carpet for offices in connection with the Director's Office, Department of Public Works, and for the payment thereof."

Which was read.

Also

Bill No. 3409. An Ordinance entitled, "An Ordinance amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E15, by changing from a Third Area District to a Fourth Area District, all that certain property bounded by South Dithridge street; Henry street; Vance way, and Filmore street."

Which was read.

Also

Bill No. 3534. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of One (1) Automobile for the Municipal Incinerator, Department of Public Works, and for the payment thereof."

Which was read.

Also

Bill No. 3484. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of 2 Four Door Sedan Automobiles for the Division of Bridges and Structures, Department of Public Works, and for the payment thereof."

Which was read.

Also

Bill No. 3398. An Ordinance entitled "An Ordinance amending Zone Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E15, by changing from a 'B' Residence, Thirty-five foot and First Area District to an 'A-B' Residence, Forty-five foot and Second Area District, all that certain property bounded by Friendship avenue; the lines of the present 'A' Residence District west of South Winebiddle street and north of Friendship avenue; South Winebiddle street; the line of the present 'A' Residence District south of Coral street; the lines dividing properties fronting on the easterly side of South Winebiddle street and those to the east thereof; and a line parallel with and distant 125 feet westwardly from South Evaline street."

Which was read.

Also

Bill No. 3532. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with Philip Goodman, owner and developer, providing for the grading, paving and curbing, to include necessary drainage of Linden Lane, from Linden avenue to the westerly and northerly termini, and including concrete steps and sidewalk to be constructed on an unnamed ten-foot way between Linden Lane and Wilkins avenue, the entire cost and expense to be borne by Philip Goodman."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen (Pres't)
Stewart	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 3564. Resolution requesting the Director of the Department of Public Works to promptly cause an investigation to be made of sidewalks on Court place, from Fifth avenue to Sixth avenue, and on Wylie avenue, from Sixth avenue to Tunnel street, and to take the necessary action permitted him under law to see that these sidewalks are immediately put in proper and safe condition.

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen (Pres't)
Stewart	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Wolk presented

No. 3598. Report of the Committee on Public Service and Surveys for December 9, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3547. An Ordinance entitled, "An Ordinance vacating Pennsylvania avenue in the 21st Ward of the City of Pittsburgh between the westerly side of Preble avenue and the westerly terminus thereof, subject to the City's right in a sewer underneath said street, and providing certain terms and conditions."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler,	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3548. An Ordinance entitled, "An Ordinance vacating Oxline street in the 21st Ward of the City of Pittsburgh between North avenue West and the south line of Liverpool street, subject to the City's right in a sewer underneath a portion of said street, and providing certain terms and conditions."

In Public Service and Surveys Com-

mittee, December 9, 1947, bill read and amended in Section 1 by inserting a paragraph "e" as follows:

"(e) This Ordinance, however, shall not take effect or be of any force or validity unless the petitioners, owners of the property abutting on Oxlne street, 21st Ward, Pittsburgh, between the south line of Liverpool street and the north line of North avenue West, shall, within 30 days after the passage of this ordinance pay into the Treasury of the City of Pittsburgh the sum of \$1,000.00 for the use of the City of Pittsburgh," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Wolk moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council was read.

Mr. Wolk also presented

No. 3599.

CITY OF PITTSBURGH
DEPARTMENT OF PUBLIC WORKS

December 11, 1947.

Committee on Public Service
and Surveys,
Council, City of Pittsburgh.

Gentlemen:

Your Committee, in consideration of Council Bill No. 3548, an Ordinance vacating Oxlne street in the 21st Ward, adopted the following motion:

"That the Department of Public Works be instructed to inform Council whether the vacation of Oxlne street would in any way affect wharfage rights owned by the City of Pittsburgh."

Oxlne street was laid out as Ohio street in the Reserve Tract, Ross Township, Allegheny County, called Manchester, by Charles L. Armstrong, Thomas Barlow, John Sampson, Thomas Hazelton and Robert Hall, dated April

26, 1832. While the street was designated as 50 foot wide, it is shown as extending to the Ohio River. Since that time claims have been made by different parties to the land now lying between a 50 foot street and the Ohio River, the bank having encroached on the River. This Department is unable to advise you as to the legality of the titles to this property, but would seriously question it.

The vacation of Oxlne street from North avenue West, to the south line of Liverpool street will raise many legal questions. If the parties claiming land between a 50 foot Oxlne street and the Ohio river have a clear title to that property, then 25 feet or half of Oxlne street will revert to them. The vacation of Oxlne street will affect the riparian rights of the City, but these rights, under the ordinance now before your Committee, can be recovered by the City at any time.

Yours very truly,

JAS. S. DEVLIN,
Director.

Which was read, received and filed.

Mr. Wolk moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen, (Pres't)
Stewart	

(Mr. McArdle not voting).

Ayes 7. Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Demmler presented

No. 3600. Report of the Committee on Filtration and Water for December 9, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3517. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of Water Meters for the Bureau of Water, Department of Public Works, and for the payment thereof."

Which was read.

Mr. Demmler moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kilgallen (Pres't.).
Stewart	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 3601. Report of the Committee on Lands, Buildings and Housing for December 9, 1947, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3540. Resolution authorizing and directing the Mayor to execute and deliver a deed to Frank

J. Zavada and Jane A. Zavada, his wife, for the sum of \$125.00 for Lot No. 409 on Onandago street, 14th Ward.

Which was read.

Also

No. 3602.

Department of Lands and Buildings

Pittsburgh, Pa.,

December 13, 1947.

President and Members of Council
City of Pittsburgh.

Gentlemen:

Bill No. 3540, affirmed in Finance Committee on December 9, 1947, authorizing the sale of Lot No. 409 on Onandago street to Frank J. Zavada and Jane A. Zavada, his wife, for the sum of \$125.00.

We originally had another offer from Frank and Alice Chizmar of \$100.00 for the aforesaid lot. We advised them by letter of the other offer, and not having heard from them for approximately three weeks, the offer of Mr and Mrs. Zavada was submitted to Council. Mr. and Mrs. Chizmar insist on being accorded the opportunity to raise their offer.

We would, therefore, ask that final approval of this sale be held up until we can straighten out this matter.

Very truly yours,

Homer R. Greene.
Director.

Which was read, received and filed.

Mr. McArdle moved

That Bill No. 3540 be laid on the table.

Which motion prevailed.

Also

Bill No. 3541. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of Lot No. 103 on Chartiers avenue, 28th Ward, to Joseph A. Zeliesko for the sum of \$550.00, in accordance with Act No. 514 of 1947, and providing that the cost of Court proceedings be paid from Trust Fund D. T. W. L. to be repaid from the sale price.

Which was read.

Also

Bill No. 3542. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Common Pleas Court for the sale of Lots 248 and 249 on Straka street, to John Kwiatowski and Mary Kwiatowski, his wife, for the sum of \$1,000.00, in accordance with Act No. 514 of 1947, and providing that the cost of Court proceedings be paid from Trust Fund D. T. W. L. to be repaid from the sale price.

Which was read.

Also

Bill No. 3543. Resolution authorizing and directing the Law Department to petition the Common Pleas Court for the sale of Lots 87 to 102, inclusive, on McCaslin street, 15th Ward, to William M. Justice and Esther L. Justice, his wife, for the sum of \$6,400.00, in accordance with Section 1 of the Act of 1937, as amended, and authorizing and directing the proper officers of the City, upon approval by the Court, to satisfy of record all tax and municipal claims against said lots, and charging the costs to the City of Pittsburgh.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir
Duff	Wolk
Leonard	Kalgallen, (Pres't)
Stewart	

(Mr. McArdle not voting).

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. McArdle presented

No. 3603.

WHEREAS, Andrew Carnegie some years ago donated to the citizens of Pittsburgh the buildings in Schenley Park known as the Carnegie Library, Music Hall and Museum; and

WHEREAS, No funds were provided for maintaining the buildings, furnishing books, equipment and supplies for the operation of the Library, and the furnishing of heat and light for all the activities carried on in these buildings; and

WHEREAS, The Citizens of Pittsburgh, through their civic government, since the opening and dedication of these buildings, have been supporting these activities, especially the libraries, through tax funds; and

WHEREAS, It is a popular misconception that the libraries are entirely financed by Endowmen Funds; and

WHEREAS, This is an entirely erroneous impression; Therefore, be it

RESOLVED, That the Department of Law be requested to look into the question of the legal status of ownership of these buildings with a view to renaming them "The Pittsburgh Public Library, Music Hall and Museum," or any other appropriate name, so that the citizens of this community may be aware that this is their library, paid for by their funds.

Which was read and referred to the Committee on Parks, Recreation and Libraries.

Mr. McArdle:

Mr. President: I would like to read an item which appeared Thursday in the Chicago Daily News:

"Pennsy Fined \$1,700 for Smoke Violation—A fight against smoke on the South Side resulted Wednesday in a fine of \$1,700 against the Pennsylvania Railroad for excess smoke from switch engines.

"Municipal Judge John V. McCormick fined the Railroad \$20 each on a plea of guilty to 76 counts of smoke law violations, and added \$180 for costs. It was the largest smoke penalty on Inspector Frank Chamber's records."

I would like that to appear in our record.

Mr. Leonard:

Mr. President: I am glad Mr. McArdle brought this subject up; I think it is a very good question. At 4:30 yesterday afternoon, and this goes for any afternoon at 4:30, a railroad that I have used for, I would say a year and a half, namely the Brilliant Cut Off, and goes through the Twelfth Ward of Pittsburgh pours out smoke. I saw in the Twelfth Ward a freight train at 4:30, and I understand the same train goes up there every day, with two engines in the front and one in the back. I have never seen blacker smoke than was blowing in the 12th Ward in the City of Pittsburgh, and with people trying to walk across the Larimer Avenue Bridge. Automobiles had to stop when the freight train passed under that bridge. The people will be hauled in front of an Alderman if they are caught burning bituminous coal. I am glad Mr. McArdle brought it up. Every time smoke is mentioned, I am going to discuss it. I hope some member will take time to read some of the mail I am getting from people who cannot buy the coal permitted under the law and pay fourteen and fifteen dollars a ton for it. I want to read into the record one of the letters the clerk just handed me. He just handed me four letters and the four letters are complaints about coal and about the railroad being allowed to make all the smoke it wants. Go out Bigelow boulevard: one o'clock this afternoon you could not see the North Side of Pittsburgh from the boulevard. Look at the poor people trying to comply with the law, and the only people that burn coal are mostly poor people. For the record I want to read a letter I received just now from "The Needle" in Homewood addressed to me as Councilman:

"Dear Mr. Leonard:

"Since you were the only man in Council with intestinal fortitude to oppose the smokeless coal until the people had ample time to prepare for it I hope that you deliver a message to your colleagues and tell them that I wish that they had this

smokeless coal up their giggy.

"I have lived at this residence for the past six years and have never burned more than three tons of coal a season and here it is only December and we have about a half a ton left out of three tons of the so-called smokeless coal. Now to top this off the fire is out more than it is burning. We have more of a wood fire than coal since we burn about 50% wood to light the fire PLUS the cost of an electric fan to help stimulate a draft in the furnace. My four children are suffering with colds due to the irregular heat and since we have no stoker or cannot afford to employ a fireman who understands the firing of smokeless coal I presume we must freeze this winter or perhaps we may locate a home out of the city limits and thus avoid the whims of crack pot councilmen who have nothing to do with their time other than meddle with the security of its citizenry.

"It would pay you to investigate the profiteering of coal dealers who have a monopoly on briquets and the more costly smokeless coal. I know of one dealer who boasts that since smokeless coal monopoly came into effect he can make a \$5.25 profit per ton on briquets that sell for \$15.50 a ton, whereas he was lucky to make \$2.00 a ton in the more competitive soft coal of pre-smokeless days.

Sincerely yours,

C. A. Herman"

Mr. President: I say this is only typical. Here is another one from a woman on Mt. Washington with a family of six children. Maybe you gentlemen are not getting these, but I am. You know as well as I do that you need something else besides this co-called dirt from Somerset County. You also need something besides these briquettes, for they go out. This man is a fireman that works in a boiler plant. Gentlemen, let's get into the coal situation, being as Mr. McArdle brought it up. I am glad he brought it up, and I didn't bring it up. I will tell you something about coal and that is that you need kindling wood to burn briquettes and particular:

this coal, and kindling wood costs four times as much as smokeless coal. It is a simple answer if somebody only has enough guts to go out and do it, and allow the people to burn 50% of bituminous coal. Maybe that will help. Permit them to buy bituminous coal and don't put them in jail for buying it. We have the best coal in the world and it doesn't make any more smoke than the so-called Somerset coal. Every city in the country is breaking its neck to buy our coal and we ship it out and to Europe and they bring a lot of junk back. And what is happening, the people or citizens are paying the high freight rates. The Pennsylvania Railroad is not abiding by the law but is making twice as much money as they made any other year. Why? They haul our good coal out of here the same as they did in other years, but in other years the freight cars came back empty. They bring back the junk somebody else don't want, and the people of Pittsburgh are paying high freight rates, and the railroad is the biggest violator of the smoke law. They say they are buying Diesel engines, but the freight rates are being paid by our good citizens in hauling this junk in. Mr. McArdle reported what they are doing in Chicago—they fined the Pennsylvania Railroad, and Chicago doesn't have a smoke ordinance. Have we taken any railroad in front of our squires? No. There is too much smoke from the railroads and Mr. Ely and his inspectors are not stopping the railroads. But if somebody puts in bituminous coal that person is going to jail. When are we going to start to arrest the railroads, and next when are we going to sit down sensibly and see how the people can burn this coal before it goes ten below zero? It isn't right for the poor people who have to burn coal. I think we should sit down with the newspapers, the Bureau of Smoke prevention and a committee of citizens and the coal people and work out something. This thing is not working and everybody is afraid to admit it. Go into it and see if we cannot at least burn 50% bituminous coal. I told you some people are not keeping warm with this type of fuel.

The Chair: We are 100% with you on the enforcement phase.

Mr. Leonard:

Mr. President: What enforcement phase?

The Chair: On enforcing this bill. It is now in the hands of the Executive Department of the City.

Mr. Leonard:

Mr. President: What are you doing about the railroads? What is the department going to do? What is the executive department now doing?

The Chair: This is a legislative body. Enforcement is not our business.

Mr. Leonard:

Mr. President: I understand parts of this bill are wrong, and should be corrected.

The Chair: Present your legislation.

Mr. Leonard:

Mr. President: All right, I will present it and write it to allow people to use 50% bituminous coal. The coal we are getting is run-of-mine coal that nobody wants and is selling for twelve to fifteen dollars a ton, and the people have to buy it or go to jail and if they are exonerated they still have to pay the costs.

The Chair: If you will present your legislation it will receive the same careful consideration and study that all suggestions on smoke control have received.

Mr. Leonard:

Mr. President: Violation is our business and every member has a right to bring it before the legislative body. I am saying that the railroads are getting away with it and the people that burn coal can be thrown in jail.

The Chair: We are all against that.

Mr. Leonard:

Mr. President: I am going to put in legislation. I know what will happen. I know your minds are made up. I have gone through that.

The Chair: It is going to get careful consideration. A majority vote will decide the merits of your proposals.

Mr. Stewart:

Mr. President: For Mr. Leonard's information, no one has been thrown into jail.

Mr. Leonard:

Mr. President: I read in the paper where a little fellow selling coal on the North Side was told if he didn't pay a two hundred dollar fine he would be put in jail before the sun went down.

Mr. Stewart: He isn't in jail.

Mr. Leonard: He was put out of business, out of a livelihood, or he would have been in jail.

The Chair presented

No. 3604. RESOLVED, That the Mayor be and he is hereby requested to return, without action thereon, Bill No. 3489, An Ordinance authorizing the issuance of warrants in favor of A. R. Cafardi, in the sum of \$1,460.40, Weldon and Kelly Co., in the sum of \$1,263.00, Weston Sales and Service, in the sum of \$72.50, Refrigeration Equipment Company in the sum of \$170.32, McKee Door Company of Penna., in the sum of \$806.00 and Carmen J. Tropea in the sum of \$50.00, for labor, material and supplies furnished the Department of Lands and Buildings for the benefit of the City without previous authority of law.

Which was read.

Mr. Duff moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned,

without action thereon, Bill No. 3489, "An Ordinance authorizing the issuance of warrants in favor of A. R. Cafardi in the sum of \$1,460.40, Weldon and Kelly Co., in the sum of \$1,263.00, Weston Sales and Service, in the sum of \$72.50, Refrigeration Equipment Co. in the sum of \$170.32, McKee Door Co. of Penna., in the sum of \$806.00, and Carmen J. Tropea in the sum of \$50.00 for labor, material and supplies furnished the Department of Lands and Buildings for the benefit of the City without previous authority of law."

In Council December 8, 1947, bill read, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. Duff moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Duff moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Mr. Weir moved

That the Minutes of Council of Monday, December 8, 1947, be approved.

Which motion prevailed.

And upon motion of Mr. Weir

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, December 22, 1947.

No. 56.

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, December 22, 1947.

Council met.

Present:—Messrs:

Demmler	McArdle
Wolk	Stewart
Kilgallen,	Weir
Leonard	Duff (Chairman)

Absent:—Mr. Gallagher.

PRESENTATIONS

Mr. Duff presented

No. 3605. An Ordinance transferring the sum of \$14,000.00 from Code Account No. 46, Judgments, to Code Account No. 42, Contingent Fund.

Also

No. 3606. Resolution exonerating taxes assessed against Joseph and Elizabeth Emery in the amount of \$66.38 for the year 1942 on property at 2035 Redrose street, 29th Ward, for the reason that the said property was conveyed in September, 1941, to John J. Ryan and wife who paid 1942 taxes thereon, and directing the Collector of Delinquent Taxes to make the proper notation on his book, and authorizing the Tax Lien Solicitor to satisfy the

lien entered on the aforesaid taxes.

Also

No. 3607. Communication from the Department of Public Works requesting carry over of 1947 funds into 1948, Bureau of Water accounts.

Also

No. 3608. Communication from the City Treasurer submitting statement of the collection of delinquent taxes for the period of December 1 to December 15, 1947; also statement of the collection of the accounts of the City Solicitor.

Which were severally read and referred to the Committee on Finance.

Mr. Leonard (for Mr. Gallagher) presented

No. 3609. An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,182.82 in payment for street lighting service furnished during the month of December, 1947, for the benefit of the City without previous authority of law.

Which was read and referred to the Committee on Finance.

Mr. Leonard presented

No. 3610. An Ordinance authorizing the issuance of a warrant in favor of the General Wrecking Company for \$800.00 for the razing of and removal of a three-story brick building located at 5 Tannehill street (Contract Bid \$450.00) and a two-story brick building located at 23 Congress street (Contract Bid \$350.00), said razing and removal having been done without previous authority of law.

Also

No. 3611. An Ordinance trans-

ferring the sum of \$425.00 from Code Account No. 1420 to Code Account No. 1422, Medical Division, D. P. S.

Which were read and referred to the Committee on Finance.

Mr. McArdle presented

No. 3612. An Ordinance providing for the letting of a contract or contracts for the furnishing and installing of one new gas furnace complete for the Bureau of Fire, Engine Company No. 58, Aliquippa and Wallace streets, Department of Public Safety, and for the payment thereof.

Also

No. 3613. An Ordinance amending Section 1 of Ordinance No. 289, approved July 29, 1947, entitled, "An Ordinance appropriating and setting aside the sum of Eighteen Hundred (\$1,800.00) Dollars for the City's share of the purchase of two hot water circulating tanks in the City-County Building."

Which were read and referred to the Committee on Finance.

Also

No. 3614. Resolution authorizing and directing the Mayor to execute and deliver a deed to Peter Serzikas and Stephania Serzikas, his wife, for Lot Nos. 100 and 101 in Mrs. M. L. McGunnele's Plan of Lots at the corner of Tabor and Radcliffe streets, for the sum of \$1,000.00.

Also

No. 3615. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of lot in the 6th Ward, being part of Lot No. 140 in the Reineman, Dickson, et al. Plan for the sum of \$800.00 to Charles P. Mella and Anna Mella, his wife, in accordance with Act No. 514 of 1947, the cost of Court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Which were read and referred to the Committee on Lands, Buildings and Housing.

Mr. Wolk presented

No. 3616. An Ordinance granting unto the Eichleay Corporation of

Pittsburgh, Pennsylvania, its successors or assigns, the right and privilege to construct, maintain and use footer projections in the easterly and westerly sidewalk areas of South 19th street and a 12' Unnamed way, respectively, in the 17th Ward, Pittsburgh, Pennsylvania.

Also

No. 3617. An Ordinance granting unto the Crucible Steel Company of America, its successors or assigns, the right and privilege to construct, maintain and use a 2" wrapped steel pipe steam line in a 6" stainless steel pipe casing, in Smallman street, 6th Ward, Pittsburgh, Pennsylvania.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3618. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$300.00 in full settlement of metered water charges against property located at 34-34-40 Isabella street, 22nd Ward, for the years 1935 to 1947, inclusive, formerly owned by the Hein Company, and of which Mrs. Ida Guttman is the owner of a mortgage against said property.

Also

No. 3619. Communication from the Civic Club of Allegheny County urging the appropriate officials of the City of Pittsburgh, the County of Allegheny and the Board of Public Education to enforce, promptly and diligently, the collection of delinquent taxes.

Also

No. 3620. Communication from the Department of Public Safety submitting estimate of cost for installing additional traffic lights in the City of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Also

No. 3621.

Mayor's Office

Pittsburgh, December 20, 1947.

Mr. James W. Patterson
City Clerk

Dear Mr. Patterson:

Please be advised that the appointment of James P. Kirk as Deputy Mayor is revoked as of Monday, December 22, 1947.

Very truly yours,

David L. Lawrence,

Mayor.

Which was read, received and filed.

UNFINISHED BUSINESS

The Chair called up

Bill No. 3040. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the demolition of the Eastern Front or porch section of the Exposition Building at Duquesne Way, Pittsburgh, and for the payment of the costs thereof."

In Finance Committee, October 6, 1947, bill read and amended in Section 1 by inserting in blank space the words, "Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, provided however, that the amount herein transferred will be restored to Code Account No. 1443, Salaries, Bureau of Police, on or before December 1, 1947." and by inserting the following Whereas clause: "WHEREAS, A certificate of Emergency relating to this matter has been signed by the Mayor, and the City Controller; Therefore," and as amended ordered returned to Council with an affirmative recommendation.

In Council, October 6, 1947, bill read and laid on the table pending receipt of declaration of emergency from the Mayor and the City Controller.

Which was read.

Also

No. 3622.

CITY OF PITTSBURGH CERTIFICATE OF EMERGENCY

WHEREAS, Article XIV, Section 13, of the Act of March 7, 1901, P. L. 20, as amended by the Act of May 31, 1911, P. L. 461, provides that all appropriations shall be made annually by general ordinance except in cases of emergency when special appropriations may be made to meet the same; and

WHEREAS, The eastern porch section

of the Exposition Building, Duquesne Way, is in such a state of disrepair as to be in imminent danger of collapse; and

WHEREAS, The Bureau of Building Inspection, Department of Public Safety, has condemned this porch section and has ordered the main entrance to be blocked off until the porch shall have been removed, and such appears as good and sufficient reason to impel the certification of an emergency under the circumstances;

NOW, THEREFORE, We, DAVID L. LAWRENCE, Mayor of the City of Pittsburgh, and EDWARD R. FREY, Controller of the City of Pittsburgh, do hereby certify to Council of the City of Pittsburgh the existence of an emergency requiring the appropriation of the sum of \$10,000.00 for the removal of this dangerous portion of the Exposition Building.

James P. Kirk,

Deputy Mayor.

Edward R. Frey,

Controller.

Dated: December 20, 1947.

Which was read, received and filed.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Duff

Leonard

McArdle

Ayes 8. Noes none.

Stewart

Weir

Wolk

Kilgallen, (Pres't)

"And a majority of the votes of Council being in the affirmative, the bill passed finally.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3623. Report of the Committee on Finance for December 16, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3545. An Ordinance entitled, "An Ordinance transferring the sum of \$4,750.00 from C. A. Nos. 1201 and 1235 to C. A. Nos. 1231-3, 1239-2, 1239-4, 1252, 1258 and 1259, Department of Public Health."

Which was read.

Also

Bill No. 3575. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of One Truck Body for the Bureau of Fire, Department of Public Safety, and for the payment thereof."

Which was read.

Also

Bill No. 3577. An Ordinance entitled, "An Ordinance transferring \$100.00 to C. A. 1366, and \$100.00 to C. A. 1367-11, Bureau of Repairs, Department of Lands and Buildings, from C. A. 1807, Repairs, Department of Parks and Recreation."

Which was read.

Also

Bill No. 3583. An Ordinance entitled, "An Ordinance supplementing Section 79a of Ordinance No. 279, entitled, 'An Ordinance supplementing Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof, approved December 28, 1946," by adding thereto a new section to be known as Section 79a, Department of Parks and Recreation,' approved July 23, 1947."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 3565. An Ordinance entitled "An Ordinance authorizing the issuance of a warrant in favor of Dravo Corporation for \$8,946.15, in payment for materials furnished, inspection, servicing and repairs of pumping units No. 1 and 2, Ross Pumping Station, for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 3566. An Ordinance entitled "An Ordinance authorizing the issuance of warrants in favor of John Charles Sparrows in the sum of \$36.00 for equipment furnished the Civil Service Commission; E. W. Coal Company in the sum of \$37.41 for coal furnished the Bureau of Highways and Sewers, and MacNeil Contracting Company in the sum of \$133.20 for conduit furnished the City Treasurer's Office, for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 3572. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Diulus Construction Company in the

sum of \$1,611.80, in payment for extra work performed on contract in the Department of Public Works for the benefit of the City without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and the noes were taken agreeably to law and were:

Ayes.—Messrs.:

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 3567. Resolution authorizing and directing the Collector of Delinquent Taxes to exonerate 1942 City taxes in the amount of \$6.96 assessed against James A. Gribben on a strip of land 8'x234' along Bandera way at 39th street, in the 6th Ward, for the reason that the said land was taken by the City by condemnation on May 13, 1941, and authorizing and directing the Tax Lien Solicitor to release the aforesaid strip of land from the City's portion of the lien filed at D.T.D. 4154 July Term, 1944.

Which was read.

Also

Bill No. 3569. Resolution authorizing and directing the Delinquent Tax Collector to exonerate taxes amounting to \$385.14 against property in the First Ward assessed in the name of William Renton.

Which was read.

Also

Bill No. 3570. Resolution authorizing and directing the Delinquent Tax Collector to exonerate City tax amounting to \$86.16 and flat water rents in the amount of \$21.25 against property in the 1st Ward assessed in the names of Isaac Sachs and Jacob Levy.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Also

Bill No. 3571. Resolution cancelling Electrical Certificate No. 6124, issued October 21, 1947, to Morris Podrat, by the Bureau of Building Inspection, Department of Public Safety, and authorizing the issuing of a warrant in favor of Morris Podrat in the amount of \$50.00, and charging same to Code Account No.-----

In Finance Committee, December 16, 1947, read and amended by inserting in blank space the words, "Code Account No. 42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3573. Resolution authorizing the issuing of a warrant in favor of Mitchel Mackowski, employee of the Garage and Repair Shops, Bureau of Highways and Sewers, Department of Public Works, in the sum of \$17.00 for replacement of lenses in his glasses which were broken when a plate fell from a truck which he was repairing, breaking his glasses, and charging same to Code Account No.

In Finance Committee, December 16, 1947, read and amended by inserting in blank space the words, "44. Workmen's Compensation," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3576. Resolution authorizing the issuing of a warrant in favor of Joseph H. Lauer, Hoseman in the Bureau of Fire, in the sum of \$14.25, for replacement of bifocal lenses and repairs to his glasses which were broken as a result of an accident on November 1, 1947, and charging same to Code Account No.

In Finance Committee, December 16, 1947, read and amended by inserting in blank space the words, "44. Workmen's Compensation," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Duff also presented

No. 3624. Report of the Committee on Finance for December 19, 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 3550. An Ordinance entitled, "An Ordinance authorizing the purchase of water lines and appurtenances in the Ridgmont Plan of Lots in the 20th Ward for the sum of \$13,956.70, from the Pittsburgh Harvey Corporation."

Which was read.

Mr. Duff moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Mr. Leonard (for Mr. Gallagher) presented

No. 3625. Report of the Committee on Public Works for December 16, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3531. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement for and on behalf of the City of Pittsburgh with the Borough of Greentree affixing the share of the cost of the construction, maintenance and repairs of the sewer on Greentree Road from a point near the City-Borough line at Hamburg street, to the McCartney Run Storm Trunk Sewer at Wabash avenue and the Saw Mill Run Main Trunk Sanitary Sewer from McKnight street to an outlet in the Ohio River and its share of the cost of constructing, operating, maintaining and any other work necessary in connection with a plant for the treatment or disposal of the sewage discharged by said sewers as may be required in the future, and granting permission to the said Borough to connect with the said City sewer on Greentree road and providing for the payment thereof."

Which was read.

Also

Bill No. 3574. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Kingwood street, from a point about 100 ft. northeast of Bermuda street to the existing sewer on Elwyn avenue, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Leonard moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Weir

Duff

Wolk

Leonard

Kilgallen, (Pres't).

Stewart

Ayes 7. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Wolk presented

No. 3626. Report of the Committee on Public Service and Surveys for December 16, 1947, transmitting several ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3585. An Ordinance entitled, "An Ordinance vacating Harcor drive from Seaton avenue to the east line of Ebenshire Village Plan of Lots No. 8."

Which was read.

Also

Bill No. 3586. An Ordinance entitled, "An Ordinance amending Ordinance No. 362, enacted into law on the 2nd day of September, 1947, and approved by the Deputy Mayor, September 10, 1947, granting to Midtown Motors, Inc., the right to construct, maintain and use certain projections over the southerly line of Bigelow boulevard in the 2nd Ward of the City of Pittsburgh."

Which was read.

Also

Bill No. 3587. An Ordinance entitled, "An Ordinance repealing Ordinance No. 399, approved March 30, 1895, entitled, 'An Ordinance approving, confirming and locating certain streets, avenues and alleys in the City of Pittsburgh, as laid out in a certain plan known as a 'Plan of Part of the Eighteenth and Nineteenth Wards, approved by Council November 14, 1887; etc.' insofar as said Ordinance locates Unicorn street (formerly Ursina street) from Stanton avenue to property line, and setting aside, annulling and vacating the location of Unicorn street (formerly Ursina street) from Stanton avenue to property line, as laid out and located in the said plan."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 3588. Resolution authorizing and directing the City Solicitor to file a Complaint and Petition with the Pennsylvania Public Utility Commission in opposition to the proposed increase in rates of Pittsburgh Railways Company and its affiliates and subsidiaries, as set forth in tariffs filed by W. D. George and Thomas Fitzgerald, Trustees thereof, and captioned Pa. P.U.C. No. P-18, Bus Pa. P.U.C. No. 16 and Pa. P.U.C. No. 6, superseding respectively Pa. P.U.C. No. P-17, Bus Pa. P.U.C. No. 15 and also supplements to both, and Pa. P.U.C. No. 5, which tariffs were issued December 5, 1947, to become effective January 5, 1948, and directing the City Solicitor to request the Commission to suspend the operation of the proposed rates and to enter upon a hearing concerning the justness, reasonableness and legality of the said rates.

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. McArdle presented

No. 3627. Report of the Committee on Lands, Buildings and Housing for December 16, 1947, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3578. Resolution authorizing and directing the Mayor to execute a quit-claim deed for "Lot 166.15x140 Wilson street, between Charles and Chester," to Ora H. Euwer.

Which was read.

Also

Bill No. 3579. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to Michael S. Pushkar and Elizabeth C. Pushkar, his wife, Lot Nos. 22, 23, 24, and 25 in B. Wolfe Jr. Plan, on Halsey street for the sum of \$1,200.00.

Which was read.

Also

Bill No. 3580. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale to John T. Power and Elizabeth M. Power, his wife, property on Donora street, being Lot Nos. 20 and 22, for the sum of \$400.00.

Which was read.

Also

Bill No. 3581. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of property to Earl T. Ehrentraut and Mabel Ehrentraut, his wife, property on Gladys avenue, being Lot Nos. 18 and 19 in the Edward M. Seibert Plan for the sum of \$2,000.00.

Which was read.

Also

Bill No. 3582. Resolution amending Resolution No. 304, approved December 5, 1947, authorizing the sale of Lot No. 8 on Gladys avenue, 19th Ward, to Henry F. Diers and Margaret C. Diers, his wife, by striking out the words in the second paragraph "being Lot No. 8 in the West Liberty Place Plan No. 2, recorded in Plan Book Volume 20, Page 116," and inserting in lieu thereof the words, "being Lot No. 8 in the Edward M.

Seibert Plan, recorded in Plan Book Volume 23, page 141."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs

Demmler

Stewart

Duff

Weir

Leonard

Wolk

McArdle

Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Leonard:

Mr. President, Last Monday, after debate on our Smoke Ordinance, I said I would introduce new legislation today in City Council. I brought that about because of the large number of letters I had received from people throughout the City. I find, on investigation, that this coal so many people write me about and call me up about, won't burn. I have been very much concerned about this emergency legislation for the reason I was told as late as this morning that this condition exists, and have proof that where they are burning Somerset Coal and so-called briquets that they do not have enough heat to keep their homes warm. The result is that many of these homes, and the gas company tells me that it runs into the thousands of homes in this City, that the people are burning additional gas stoves along with the so-called smokeless coal. What is disturbing me and I have talked to some of the representatives this morning and last Friday of the C. I. O., representing a large number of members of their organization in the different steel mills and factories, relative to this heavy gas consumption when the weather gets around zero, and conditions are

going to compel them to shut off gas for industry. If this is true, the people advise me on my personal investigation that it is going to be a catastrophe in the City of Pittsburgh. These are some of the reasons I am going to introduce this legislation. I also have several letters and I have statements from doctors that have appealed to the Bureau of Smoke Prevention due to emergency where there is sickness and the people have taken affidavits and the doctors so ordered them to keep their homes at a certain degree of temperature, and the people in turn advise me by letter, which I have, that sickness is coming about due to being unable to heat their homes up to 75 degrees. I have several other cases, upon my own investigation, that people and children are contracting colds, and people have to wear sweaters or coats in their homes to keep war. This coal will not heat their homes, particularly where people have hot water heat they cannot raise the fahrenheit heat. These are not hearsays. This is absolute evidence that I have substantiated.

Mr. President, I don't want to clutter up the record, but I will have to explain—that one bill I said I would introduce, I find is in Committee on Health and Sanitation September 2nd, read and laid on the table. That is the bill that I will ask to take up, and with your permission, I would like to submit this amendment to Section 4 of the Smoke Ordinance.

Mr. Leonard presented
No. 3628. An Ordinance amending and supplementing Section 4 of Ordinance No. 344, as amended, entitled, "An Ordinance regulating the

production and emission of smoke from a chimney, smokestack or other source within the corporate limits of the City of Pittsburgh; regulating air pollution caused by the escape of soot, cinders, noxious acids, fumes, gases and fly ash within the City; regulating the importation, sale, use and consumption of certain fuels, regulating the construction, reconstruction, repair, maintenance, use of, and additions to, refuse-burning equipment and devices, and requiring notice to the City of all purchase and sales thereof; establishing a Bureau of Smoke Prevention; requiring smoke indicators or other approved methods observing smoke from the boiler or furnace room in certain cases; establishing fees for examination of plans and issuance of permits, inspection of furnaces or other fuel-burning equipment or devices, and issuance of certificates of operation; establishing an Appeal Board, and providing fines and penalties for the violation of the provisions of this ordinance," approved July 8, 1941.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Weir moved

That the Minutes of Council of Monday, December 15, 1947, be approved.

Which motion prevailed.

Mr. Duff moved

That Council recess until Wednesday, December 24, 1947, at 11:00 o'clock, A. M.

Which motion prevailed.

And

Council recessed.

Pittsburgh, Pa.,

Wednesday, December 24, 1947.

And the hour of 11:00 o'clock A. M., having arrived and the time of the recess having expired, Council reconvened and there were present:

Messrs.:—

Demmler

Duff

Leonard

McArdle

Absent: Mr. Gallagher.

Stewart

Weir

Wolk,

Kilgallen (Pres't)

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3629. Report of the Committee on Finance for December 1947, transmitting an ordinance to Council.

Which was read, received and filed.

Mr. Duff moved

That Rule 8 be suspended, providing for the mailing of printed

copies of all ordinances and resolutions to each member of Council after the return of such papers from Committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also

Bill No. 3550. An Ordinance entitled, "An Ordinance authorizing the purchase of water lines and appurtenances in the Ridgmont Plan of Lots in the 20th Ward for the sum of \$13,956.70 from the Pittsburgh Harvey Corporation."

In Finance Committee, December 23, 1947, bill read and amended by inserting in blank space the words, "Code Account No. 42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler Stewart

Duff Weir

Leonard Wolk

McArdle Kilgallen. (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

No. 3630. Report of the Com-

mittee on Finance for December 24, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Mr. Duff moved

That Rule 8 be suspended, providing for the mailing of printed copies of all ordinances and resolutions to each member of Council after the return of such papers from Committee, at least 48 hours previous to their final consideration by Council.

Which motion prevailed.

Also

Bill No. 3420. An Ordinance entitled, "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh, and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1948."

In Finance Committee, December 24, 1947, bill read and amended in Sections 1 to 5, inclusive, by striking out and by inserting as shown in red, and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Also

No. 3631.

Pittsburgh, Pa.,

December 22, 1947.

President and Members of Council,
City of Pittsburgh.

Gentlemen:

We do hereby certify that the amendments shown in Bill No. 3420, An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh for 1948, and Bill No. 3421, An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, are in accordance with the actions of the Budget Committee.

Yours respectfully,
James W. Patterson,
Clerk of Finance Committee.
Attest: John Duggan,
Budget Controller.

Which was read, received and filed.

Mr. Duff moved -

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle,	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3421. An Ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof."

In Finance Committee, December 24, 1947, bill read and amended by inserting Sections 2 to 93, both inclusive, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Leonard:

Mr. President, I am going to vote for the Salary Bill, but as there is a committee appointed to study the inequalities in the coming year I hope consideration will be given to the positions of street foremen and pipe line foremen. In my opinion that is one thing that should be looked into. That is one of the first things that should be done, and I think, if it is necessary, to declare an emergency, to adjust the wages of street foremen and water line foremen, I think it should be done.

Mr. Demmler:

Mr. President, in the Appropriation Bill No. 3421, on page 7, Code Account No. 1087, I merely wish to call attention to the fact that the name given there, "Collection of Delinquent City and School Tax Liens" is often confused with the Department of Collector of Delinquent Taxes. I merely call attention that this belongs in the office of the Solicitor for Collection of Delinquent City and School Tax Liens.

Mr. President, on the Salary Bill No. 3421, I will again vote No for the reasons previously given, but I wish to state that on December 18th the Mayor announced the appointment of a committee to study this and has named on that committee five persons. Councilmen John T. Duff and William Alvah Stewart, Grace Shirley Hatch John P. Robin and myself.

And the bill, as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't.)
Stewart	

Noes: Mr. Demmler.

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Weir presented

No. 3632. Report of the Committee on Health and Sanitation for December 23, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with a negative recommendation.

Bill No. 2992. An Ordinance entitled, "An Ordinance amending and supplementing Section 3 of Ordinance No. 344, as amended, entitled 'An Ordinance regulating the production and emission of smoke from any chimney, smokestack or other source within the corporate limits of the City of Pittsburgh; regulating air pollution caused by the escape of soot, cinders, noxious acids, fumes, gases and fly ash within the City; regulating the importation, sale, use and consumption of certain fuels; regulating the construction, reconstruction, repair, maintenance, use of, and additions to, refuse-burning equipment and devices, and requiring notice to the City of all purchases and sales thereof; establishing a Bureau of Smoke Prevention; requiring smoke indicators or other approved methods of observing smoke from the boiler or furnace room in certain cases; establishing fees for examination of plans and insurance of permits, inspection of furnaces or other fuel-burning equipment or devices, and issuance of certificates of operation; establishing an Appeal Board, and providing fines and penalties for the violation of the provisions of this ordinance,' approved July 8, 1941."

Which was read.

Also

Bill No. 3628. An Ordinance entitled, "An Ordinance amending and supplementing Section 4 of Ordinance No. 344, as amended, entitled, 'An Ordinance regulating the production

and emission of smoke from any chimney, smokestack or other source within the corporate limits of the City of Pittsburgh; regulating air pollution caused by the escape of soot, cinders, noxious acids, fumes, gases and fly ash within the City; regulating the importation, sale, use of, and additions to, refuse-burning equipment and devices, and requiring notice to the City of all purchases and sales thereof; establishing a Bureau of Smoke Prevention; requiring smoke indicators or other approved methods of observing smoke from the boiler or furnace room in certain cases; establishing fees for examination of plans and issuance of permits, inspection of furnaces or other fuel-burning equipment or devices, and issuance of certificates of operation; establishing an Appeal Board, and providing fines and penalties for the violation of the provisions of this ordinance,' approved July 8, 1941."

Which was read.

Mr. Weir moved

That further action on the bills be indefinitely postponed.

Upon which motion the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Weir,
Duff	Wolk
McArdle	Kilgallen, (Pres't)
Stewart	

Noes: Mr. Leonard.

Ayes 7. Noes 1.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 3633.

Pittsburgh, Pa.,
December 23, 1947.

James W. Patterson, Clerk,
Council of the City of Pittsburgh.

Dear Sir:

Please be advised that pursuant to the Act of June 22, 1931, P. L. 665, I have designated and appointed James P. Kirk as Deputy Mayor.

Very truly yours,

David L. Lawrence,
Mayor.

Which was read, received and filed.

Also

No. 3634. RESOLVED, That the Mayor be and he is hereby requested to return, without action thereon, Bill No. 3040. An Ordinance providing for a contract or contracts for the demolition of the Eastern Front or porch section of the Exposition Building at Duquesne way, Pittsburgh, and for the payment of the costs thereof.

Which was read.

Mr. Duff moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned without action thereon.

Bill No. 3040. An Ordinance entitled, "An Ordinance providing for a contract or contracts for the demolition of the Eastern Front porch section of the Exposition Building at

Duquesne way, Pittsburgh, and for the payment of costs thereof."

In Council, December 22, 1947, was read, rule suspended, read a second and third times and finally passed.

Which was read.

Mr. Duff moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Duff moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Upon motion of Mr. Duff

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LXXXI.

Monday, December 29, 1947.

No. 57

Municipal Record

ONE HUNDRED-FOURTH COUNCIL

THOMAS E. KILGALLEN.....President

JAMES W. PATTERSON.....City Clerk

GEORGE BOXHEIMER Ass't City Clerk

Pittsburgh, Pa.,

Monday, December 29, 1947.

Council met.

Present:—Messrs.

Demmler

Stewart

Duff

Weir

Leonard

Wolk

McArdle

Kilgallen, (Pres't)

Absent: Mr. Gallagher.

REPORTS OF COMMITTEES

Mr. Duff presented

No. 3635. Report of the Committee on Finance for December 23, 1947, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3171. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing and delivery of one Dish Washing Machine for the Municipal Hospital, Department of Public Health, and for the payment thereof."

Which was read.

Also

Bill No. 3605. An Ordinance entitled, "An Ordinance transferring

the sum of \$14,000.00 from Code Account No. 46, Judgments, to Code Account No. 42, Contingent Fund."

Which was read.

Also

Bill No. 3611. An Ordinance entitled, "An Ordinance transferring the sum of \$425.00 from Code Account No. 1420 to Code Account No. 1422, Medical Division, D.P.S."

Which was read.

Also

Bill No. 3613. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 289, approved July 29, 1947, entitled, 'An Ordinance appropriating and setting aside the sum of Eighteen Hundred (\$1,800.00) Dollars for the City's share of the purchase of two hot water circulating tanks in the City-County Building'."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler

Stewart

Duff,

Weir

Leonard

Wolk

McArdle

Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also

Bill No. 3612. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and installing of one new gas furnace complete for the Bureau of Fire, Engine Company No. 58, Aliquippa and Wallace streets, Department of Public Safety, and for the payment thereof."

In Finance Committee, December 23, 1947, bill read and amended in Section 1 by inserting in blank space the words, "No. 42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3609. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60.182.82, in payment for street lighting service furnished during the month of December 1947, for the benefit of the City without previous authority of law."

Which was read.

Also

Bill No. 3546. An Ordinance entitled, "An Ordinance authorizing the issuance of warrants in favor of Westinghouse Electric Corporation in the sum of \$900.00 and the Eastman Kodak Stores, Inc., in the sum of \$59.38 for supplies and services furnished to the Department of Public Health, without previous authority of law."

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also

Bill No. 3610. An Ordinance entitled, "An Ordinance authorizing the issuance of a warrant in favor of the General Wrecking Company."

\$800.00 for the razing of and removal of a three-story brick building located at 5 Tannehill street (Contract Bid \$450.00) and a two-story brick building located at 23 Congress street (Contract Bid \$350.00) said razing and removal having been done without previous authority of law."

In Finance Committee, December 23, 1947, bill read and amended in Section 1 by inserting, in blank space the words, "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Duff moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 3606. Resolution exonerating taxes assessed against Joseph and Elizabeth Emery in the amount of \$66.38 for the year 1942 on property at 2035 Redrose street, 29th Ward, for the reason that the said property was

conveyed in September, 1941, to John J. Ryan and wife who paid 1942 taxes thereon, and directing the Collector of Delinquent Taxes to make the proper notation on his book, and authorizing the Tax Lien Solicitor to satisfy the lien entered on the aforesaid taxes.

Which was read.

Also

Bill No. 3618. Resolution authorizing and directing the Delinquent Tax Collector to accept the sum of \$300.00 in full settlement of metered water charges against property located at 32-34-40 Isabella street, 22nd Ward, for the years 1935 to 1947, inclusive, formerly owned by the Hein Company, and of which Mrs. Ida Guttman is the owner of a mortgage against said property.

Which was read.

Mr. Duff moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended, the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

Mr. Wolk presented

No. 3636. Report of the Committee on Public Service and Surveys for December 23, 1947, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3616. An Ordinance entitled, "An Ordinance granting unto the Eichleay Corporation of Pittsburgh, Pennsylvania, its successors or assigns, the right and privilege to construct,

maintain and use footer projections in the easterly and westerly sidewalk areas of South 19th street and a 12' Un-named way, respectively, in the 17th Ward, Pittsburgh, Pennsylvania."

Which was read.

Also

Bill No. 3617. An Ordinance entitled, "An Ordinance granting unto the Crucible Steel Company of America, its successors or assigns, the right and privilege to construct, maintain and use a 2" wrapped steel pipe line in a 6" stainless steel pipe casing, in Smallman street, 6th Ward, Pittsburgh, Pennsylvania."

Which was read.

Mr. Wolk moved

A suspension of the rule to allow the second and third readings and final passage of the bills.

Which motion prevailed.

And the bills were read a second time and agreed to.

And the bills were read a third time and agreed to.

And the titles of the bills were read and agreed to.

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. McArdle presented

No. 3637. Report of the Committee on Lands, Buildings and Housing for December 23, 1947, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3614. Resolution authorizing and directing the Mayor to execute and deliver a deed to Peter Serzikas and Stephanía Serzikas, his

wife, for Lot Nos. 100 and 101 in Mrs. M. L. McGunnegle's Plan of Lots at the corner of Tabor and Radcliffe street, for the sum of \$1,000.00.

Which was read.

Also

Bill No. 3615. Resolution authorizing and directing the Office of Solicitor for City and School Tax Liens to petition the Court of Common Pleas for the sale of lot in the 6th Ward, being part of Lot No. 140 in the Reineman, Dickson, et al. Plan for the sum of \$800.00 to Charles P. Mella and Anna Mella, his wife, in accordance with Act No. 514, of 1947, the cost of Court proceedings to be paid from Trust Fund D.T.W.L., and repaid to said fund from the sale price.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolutions.

Which motion prevailed.

And the rule having been suspended the resolutions were read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes:—Messrs.

Demmler	Stewart
Duff	Weir
Leonard	Wolk
McArdle	Kilgallen, (Pres't)

Ayes 8. Noes none.

And a majority of the votes of Council being in the affirmative, the resolutions passed finally.

MOTIONS AND RESOLUTIONS

Mr. Demmler moved

That the following members excused for absence from Council and Committee meetings:

Mr. Gallagher on December 1, 2, 8, 15, 16, 17, 18, 19, 20, 22, 23, 24 and 29, 1947;

Mr. Leonard on December 2, 17 and 18, 1947;

Mr. McArdle on December 1, 2, 8 and 19 and 20, 1947;

Mr. Weir on December 8 and 19, 1947;

Mr. Wolk on December 20, 1947.

Which motion prevailed.

Mr. Duff moved

In view of the fact that there will be no bills before the Committees on Tuesday, December 30, 1947, that there be no committee meetings that day.

Which motion prevailed

Mr. Weir moved

That the Minutes of Council of

Monday, December 22, 1947, be approved.

Which motion prevailed.

Mr. Weir moved

That Council adjourn sine die.

Which motion prevailed.

And

Council adjourned.



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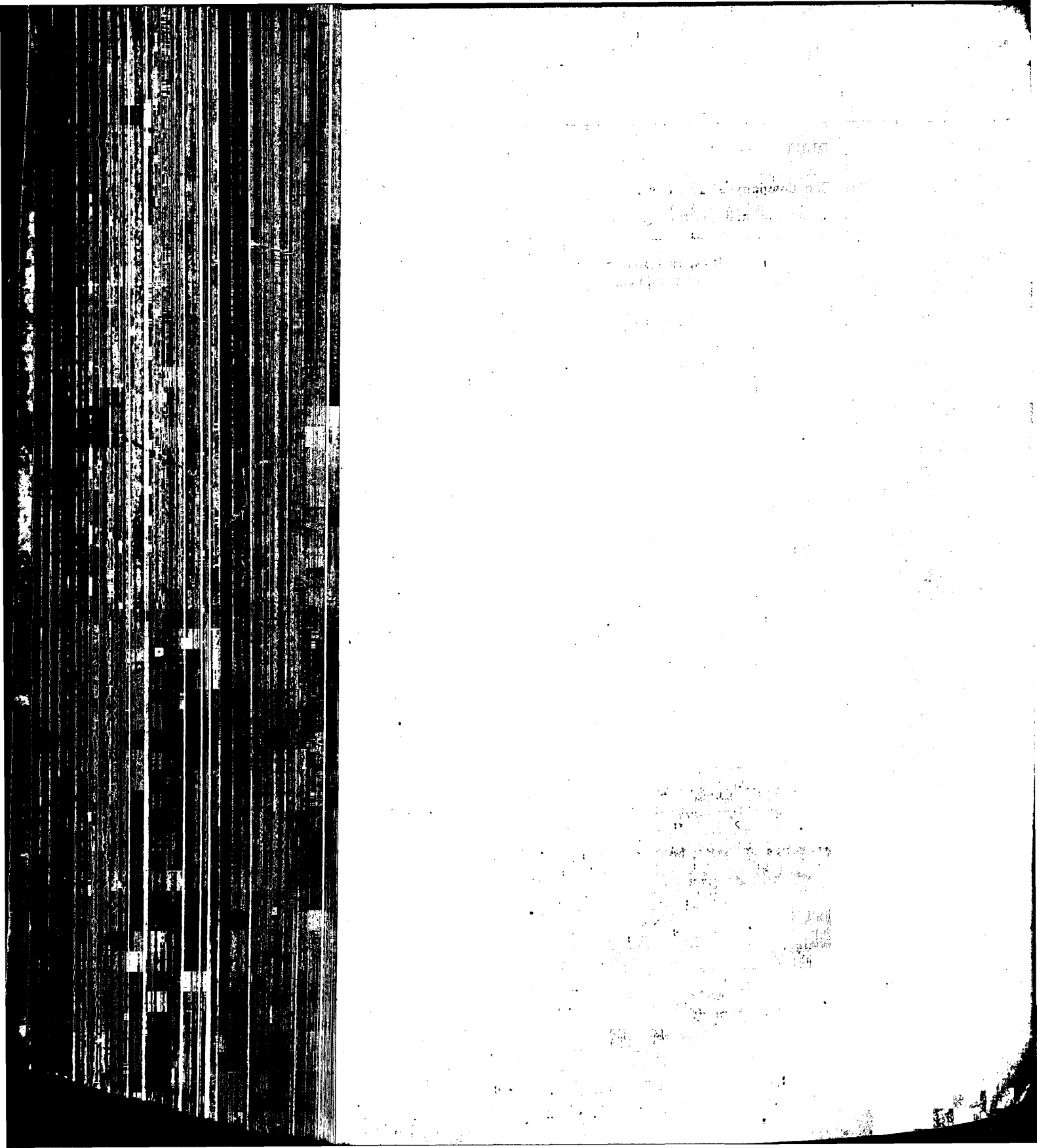
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APPENDIX

No. 1

AN ORDINANCE—Transferring \$2100.00 to Code Account 1650-3, Wages, Temporary Employees, October to December, from Code Account 1650-2, Wages, Temporary Employees, July to September, both within the Bureau of Highways and Sewers, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$2,100.00 to Code Account 1650-3, Wages, Temporary Employees, October to December, from Code Account 1650-2, Wages, Temporary Employees, July to September, both within the Bureau of Highways and Sewers, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 7, 1947.

Approved January 9, 1947.

Ordinance Book 54, Page 533.

No. 2

AN ORDINANCE—Amending Section 42, Bureau of Police and Section 44, Bureau of Fire, Department of Public Safety, of Ordinance No. 501, approved December 23, 1946, entitled, "An Ordinance fixing the number of officers

and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 42, Bureau of Police, Department of Public Safety, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," be amended by inserting after paragraph which reads, "Substitute patrolmen at the rates above specified for patrolmen for assignment when regular employees of the Bureau of Police are absent from duty. Said assignments to be made from the present substitute personnel, as no appointment to the position of substitute patrolman shall be made hereafter," the following

Provided, however, that the number of substitute patrolmen shall at no time exceed 125 and provided further that the total number of regular patrolmen and substitutes actually working shall at no time exceed 895.

Section 2. That Section 44, Bureau of Fire, Department of Public Safety, of said Ordinance be amended by inserting after the paragraph which reads, "Substitute hosemen and ladder men at the rates above specified for hosemen and ladder men for assignment when regular employees of the Bureau of Fire are absent from duty. Said assignments shall be made from the present substitute hosemen and ladder men personnel, as no appointment to the position of substitute hosemen and ladder men shall be made hereafter," the following:

Provided, however, that the number of substitute hosemen and ladder men shall at no time exceed 84 and provided further that the total number of regular hosemen and ladder men and substitutes actually working shall at no time exceed 780.

Section 3. The provisions of this Ordinance shall be effective retroactively to January 1, 1947, the purpose of this Ordinance being to correct an error in Ordinance No. 501, approved December 28, 1946.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 6, 1947.

Approved January 9, 1947.

Ordinance Book 54, Page 533.

No. 3

AN ORDINANCE — Transferring the sum of \$495.00 from Code Account No. 1468 to Code Account No. 1464, Bureau of Fire, D.P.S.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$495.00 from Code Account No. 1468, Equipment, to No. 1464, Supplies, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 6, 1947.

Approved January 9, 1947.

Ordinance Book 54, Page 534.

No. 4

AN ORDINANCE — Providing for the letting of a contract for the furnishing and delivery of 100 Women's Police Uniforms, Hats, Hat Badges and Police Whistles for the Bureau of Police, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of 100 Women's Police Uniforms, Hats, Hat Badges and Police Whistles at a cost not to exceed the sum of \$5,000.00 for the Bureau of Police, Department of Public Safety, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1445-C, Bureau of Police, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 6, 1947.

Approved January 9, 1947.

Ordinance Book 54, Page 534.

No. 5

AN ORDINANCE — Establishing the grade of S. 16th street from a point 267 feet North of Muriel street to a point 583.5 feet north of Muriel street.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the grade of the center line of S. 16th street from a point 267 feet north of Muriel street to a point 583.5 feet north of Muriel street, be and the same is hereby established as follows, to-wit:

Beginning at a point 267 feet north of the northerly line of Muriel street at the northerly terminus of the present paving at an elevation of 736.60 feet, as now improved; thence by a concave parabolic curve having an apex elevation of 735.10 feet for a distance of 60 feet to a point of tangent to an elevation of 734.53 feet; thence falling at the rate of 1.9% for a distance of 256.5 feet to a point 583.5 feet north of the northerly line of Muriel street to an elevation of 729.66 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 6, 1947.

Approved January 9, 1947.

Ordinance Book 54, Page 535.

No. 6

AN ORDINANCE — Authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with Bertha Kaufman and Rebecca Kaufman, granting to the City of Pittsburgh an easement extending through their property along the rear of Claybourne street in the Seventh Ward of the City of Pittsburgh.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh be and they are hereby authorized and directed to enter into and execute an agreement with Bertha Kaufman and Rebecca Kaufman in the following form, to-wit:

THIS AGREEMENT

MADE AND ENTERED into this _____ day of _____, 194____, by and between BERTHA KAUFMAN and REBECCA KAUFMAN, of the City of Pittsburgh, Pennsylvania, hereinafter designated as "Grantors," of the one part, and the CITY OF PITTSBURGH, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, of the second part, hereinafter designated as the "City," WITNESSETH:

1. The said Grantors hereby give to the City license, privilege, easement and right-of-way to enter, lay and maintain pipes, valves, connections and all other things necessary for the maintenance of a water line within the following described property in the Seventh Ward of the City of Pittsburgh:

BEGINNING at a point on the northerly line of Claybourne street, distant thereon South 64° 30' West 224.03 feet from its intersection with the westerly line of South Negley avenue, said point being at the dividing line between property of Bertha and Rebecca Kaufman and property now or late of R. E. Loughney; thence extending along the northerly line of Claybourne street South 64° 30' West 8.04 feet to a point; thence by a line parallel to the easterly line of property of Bertha and Rebecca Kaufman and at the perpendicular distance of 8.00 feet westwardly therefrom North 19° 31' West 103.41 feet to a point 13.50 feet South of the northerly line of property of Bertha and Rebecca Kaufman; thence by a line parallel to and at the perpendicular distance of 13.50 feet southwardly from the northerly line of property of Bertha and Rebecca Kaufman South 70° 29' West 192.00 feet to the easterly line of Hagy way, a public thoroughfare, as laid out in Joseph Cunningham's Plan of Lots, recorded in the Office of the Recorder of Deeds of Allegheny County in Plan Book, Volume 12, Page 35; thence by the said easterly line of Hagy way, North 19° 31' West 8.00 feet to a point 5.50 feet southwardly from the northerly line of property of Bertha and Rebecca Kaufman; thence by a line parallel to and

at the perpendicular distance of 5.50 feet southwardly from the northerly line of property of Bertha and Rebecca Kaufman North 70° 29' East 200.00 feet to the line dividing property of Bertha and Rebecca Kaufman and property now or late of R. E. Loughney; thence by said dividing line South 19° 31' East 110.57 feet to the northerly line of Claybourne street at the place of beginning.

2. The above described right-of-way is hereby granted by the owners to the City for the operation and maintenance of the water line, with a provision for ingress and egress by the proper agents of the City for inspection, maintenance and repair.

3. The Grantors further agree to install a 1½-inch copper pipe line in accordance with the instructions of the Director of the Department of Public Works of the City, and to make individual connections from the same to serve each of the twelve dwellings which face said pipe line from its southerly side. Each connection shall include a suitable valve with its proper valve box. Upon completion of said connections, said Grantors shall then disconnect the service line now supplying said dwellings at its junction with the private line to the West thereof and properly close the opening. All materials and labor required to furnish and install the new pipe line and its connections to the dwelling and to disconnect the old service line shall be furnished at the sole cost and expense of the Grantors, and all materials and workmanship shall be furnished and performed in accordance with standard City practice, and the installation shall be made under the supervision of inspectors of the City.

4. In consideration of the acceptance by the City of the new water line as a part of the City water distribution system and the attendant responsibility for its future operation, maintenance and repair, the Grantors do hereby convey said main and water lines to the City without any other compensation.

5. In consideration of the construction of said water line and connections, the City agrees to accept the same as a part of the City water distribution sys-

tem and to operate and maintain the same at its own cost and expense, except the branches to the individual houses, each of which shall be owned and maintained solely by the owner of the house supplied by said branch.

6. The Grantors agree to cause this Agreement to be recorded at their expense in the Office of the Recorder of Deeds in and for Allegheny County.

7. This Agreement shall be binding upon the heirs, devisees or assigns of said Grantors, and shall not be revocable, and the City shall hold said easement forever for the purposes set forth in the foregoing Agreement.

8. Said Grantors further agree, for themselves, their heirs, devisees or assigns, that they will not erect, nor permit to be erected, upon the property above described any structures of any type that may in any way interfere with the proper construction, maintenance or repair of said water system. And the City stipulates and agrees that said property shall be only for the purposes above set forth.

WITNESS the hands and seals of said Grantors and the corporate seal of said City, duly affixed and attested by the signatures of its proper officers, the day and year first above written, execution by said City being authorized by

Ordinance No., approved the
..... day of
194....

THOMAS E. KILGALLAN (SEAL)

..... (SEAL)

CITY OF PITTSBURGH

By
Mayor.

.....
Director of the Department of
Public Works.

ATTEST:

ATTEST:

Secretary to the Mayor.

Chief Clerk

EXAMINED BY:

Assistant City Solicitor.

APPROVED AS TO FORM:

City Solicitor

COUNTERSIGNED:

City Controller

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 6, 1947.

Approved January 9, 1947.

Ordinance Book 54, Page 535.

No. 7

AN ORDINANCE — Vacating an Un-named Way laid out in the Herman B. Agsten Plan, in the 29th Ward of the City of Pittsburgh, from the southerly terminus to a point 75' northwardly therefrom.

Whereas, it appears by the Petition and Affidavit on file in the office of the City Clerk that all of the property owners fronting or abutting on the lines of an Unnamed Way laid out in the Herman B. Agsten Plan, in the 29th Ward of the City of Pittsburgh, from the southerly terminus to a point 75' northwardly therefrom, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That an Unnamed Way laid out in the Herman B. Agsten Plan, from the southerly terminus to a point 75' northwardly therefrom, as said plan is recorded in the Recorder's Office of Allegheny County, in Plan Book, Volume 21, Page 119, in the 29th Ward of the City of Pittsburgh, be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 6, 1947.

Approved January 9, 1947.

Ordinance Book 54, Page 537.

No. 8

AN ORDINANCE — Transferring the sum of \$8,757.00 from Code Account No. 1011, Unallocated Funds, to Code Account Nos. 1229, \$287.00; 1368, \$257.00; 1370, \$20.00; 1401, \$330.00; 1500, \$2,948.00; 1755, \$4,027.00; 1775, \$657.00 and 1818, \$231.00.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$8,757.00 from Code Account No. 1011, Unallocated Funds, to the accounts listed below in the respective amount shown opposite each account listed:

To CODE ACCOUNT NOS.	AMOUNT
1229, Wages, Reg. Employees, Tuberculosis Hospital, De- partment Health	\$ 287.00
1368, Sal., Reg. Employees, Bur. Operating Maintenance	
Dept., Lands & Buildings.	257.00
1370, Wages, Reg. Employees, Bur. Operating Maintenance, Dept. Lands & Buildings	20.00

1401, Sal., Reg. Employees, General Office, Dept. Public Safety -----	330.00
1500, Sal., Reg. Employees, General Office, Dept. Public Works -----	2,948.00
1755, Sal., Reg. Employees, Mechanical Div., Bur. Water, Dept. Public Works -----	4,027.00
1775, Sal., Reg. Employees, Distribution Div., Bur. Water, Dept. Public Works -----	657.00
1818, Sal., Reg. Employees, South Side Div., Bur. Parks & Recreation, Dept. Public Works -----	231.00

The purpose of these transfers is to correct errors in the Appropriation Bill for 1947, Ordinance No. 500, approved December 28, 1946.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 13, 1947.

Approved January 18, 1947.

Ordinance Book 54, Page 538.

No. 9

AN ORDINANCE—Authorizing the issuance of a warrant in favor of the North Side Buick Company in the sum of \$58.83 for automobile accessories for the Department of City Controller, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of the North Side Buick Company in the sum of \$58.83 for automobile accessories for the benefit of the City without previous authority of law, and charge the same to Code Account No. 1049, Supplies, Department of City Controller.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 13, 1947.

Approved January 18, 1947.

Ordinance Book 54, Page 539.

No. 10

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Fritz Kubitz in the sum of \$400.00 for services rendered the Bureau of Building Inspection without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Fritz Kubitz in the sum of \$400.00, for 80 hours engineering services checking plans in the Bureau of Building Inspection at \$5.00 per hour, charged to and payable from Code Account No. 1481-A-1, Salaries, Regular Employees, Bureau of Building Inspection.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 13, 1947.

Approved January 18, 1947.

Ordinance Book 54, Page 539.

No. 11

AN ORDINANCE — Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheet Z-N10-W15, by changing from an "A" Residence District to a Neighborhood Retail District, all that certain property bounded by Chartiers avenue; Centralia street; Crew

way, Krupp street; Creve way; Pickett way; the northerly line of property, now or late, of W. and M. Shubert; and, Middletown road.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map Sheet Z-N10-W15, so as to change from an "A" Residence (U-4) District to a Neighborhood Retail (U-3½) District, all that certain property bounded by Chartiers avenue; Centralia street; Creve way, Krupp street; Creve way; Pickett way; the northerly line of property, now or late, of W. and M. Shubert; and, Middletown road.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 13, 1947.

Approved January 18, 1947.

Ordinance Book 54, Page 540.

No. 12

AN ORDINANCE — Authorizing the Bureau of Building Inspection to issue to Joseph DeRoy and Sons a permit for the erection of a marquee on the building located at the southwest corner of Smithfield street and Fourth avenue, the width of said marquee being in excess of that permitted under Sub-section (6) of Section 13 of Ordinance No. 353, approved December 19, 1935.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Bureau of Building Inspection be authorized to issue to Joseph DeRoy and Sons a permit for the erection of a marquee on the building located at the southwest corner of Smithfield street and Fourth avenue, said marquee to be in compli-

ance with the provisions of Ordinance No. 353, approved December 19, 1935, except that two portions thereof, each projecting a distance of 24 inches over the street line, one extending a distance of 39 feet 6 inches along Fourth avenue and the other a distance of 50 feet 6 inches along Smithfield street, exceed the permitted width, as prescribed in Sub-section (6) of Section 13, of said ordinance, the provisions of which sub-section are hereby waived.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 13, 1947.

Approved January 18, 1947.

Ordinance Book 54, Page 540.

No. 13

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement with the County of Allegheny for the widening, construction and reconstruction of Becks Run road as a highway in the City of Pittsburgh extending from East Carson street (State Highway Route 736) to north side of Agnew avenue as now established in the City of Pittsburgh; providing for establishing the line and grade of the present portion of Becks Run road known as Bajo street and for ordaining portion of the same as a City street; and providing for the payment by the City of Pittsburgh of certain expenses and the assumption of certain obligations in connection therewith.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works for and in behalf of the City shall be and they are hereby authorized and directed to enter into an agreement with the County of Allegheny for the widening, construction and reconstruc-

tion of Becks Run road as a highway in the City of Pittsburgh extending from East Carson street (State Highway Route 736) to the north side of Agnew avenue as now established in the City of Pittsburgh.

Section 2. The said agreement shall provide that:

(a) The County shall reconstruct the highway aforesaid according to construction Plan No. 1952 and specifications prepared by the County and approved by the Department of Public Works of the City of Pittsburgh.

(b) That the City shall, at its own cost and expense, furnish whatever engineering or inspectional services it may deem necessary to properly supervise that portion of the work which is to be paid for by the City under the provisions of the said agreement.

(c) The City shall undertake to pass all necessary ordinances for the re-establishment of any grades of existing streets or highways; the widening, relocation or alteration of any existing streets or highways; and further to establish the line and grade of the present portion of Becks Run road known as Bajo street and to ordain the same as a City street from approximately Station 20 to approximately Station 31 of Becks Run road as shown on the County Plan No. 1952.

(d) The City shall reimburse the County for adjustments to or extensions of the City's sanitary, storm water or combined sewers made necessary by the improvement as shown on the approved plans, upon completion and acceptance of the project by the County.

(e) The City shall relieve the County of maintenance of sidewalks except sidewalks on structures, berm gutters and sidewalks on the left side of the said Becks Run road from Station 12 plus 40 to Station 23 plus 50 and shall indemnify and save harmless the County from all claims arising out of the lack of or negligence in maintenance of sidewalks for which the City is responsible.

(f) The City shall prepare the plans for street and traffic lighting and shall install and thereafter maintain the same at its own cost and expense.

(g) The County shall have full authority to grant curb cuts to abutting property owners and the county shall be responsible for the maintenance of all curbs.

Section 3. The said agreement shall further contain such other provisions as may be necessary on behalf of the best interests of the City and shall be approved, as to form, by the City Solicitor.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1947.

Approved January 28, 1947.

Ordinance Book 54, Page 541.

No. 14

AN ORDINANCE—Authorizing the issuing of a warrant in favor of the Department of State, Commonwealth of Pennsylvania, in the sum of \$30.00, for filing of certificate for the Urban Redevelopment Authority of Pittsburgh.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Department of State, Commonwealth of Pennsylvania, in the sum of \$30.00, for filing of certificate for the Urban Redevelopment Authority of Pittsburgh, chargeable to and payable from Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1947.

Approved January 30, 1947.

Ordinance Book 54, Page 542.

No. 15

AN ORDINANCE—Authorizing the issuance of a warrant in favor of F. E. Deer in the sum of \$151.90, for services and materials furnished the Department of Lands and Buildings for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of F. E. Deer in the sum of \$151.90, for services and materials furnished the Department of Lands and Buildings for the benefit of the City without previous authority of law, payable from Code Account No. 1382.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1947.

Approved January 30, 1947.

Ordinance Book 54, Page 542.

No. 16

AN ORDINANCE—Authorizing the issuance of a Warrant in favor of the Graybar Electric Company for \$25.92 in payment for material furnished for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized to issue and the City Controller to countersign warrant in favor of the Graybar Electric Company for \$25.92 in payment for material furnished for the benefit of the City without previous authority of law, and to charge same to Code Account No. 1494, Material, Bureau of Traffic Planning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1947.

Approved January 30, 1947.

Ordinance Book 54, Page 543.

No. 17

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of one Auto Truck for the Department of Lands and Buildings, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of one 1½ ton Auto Truck, at a cost not to exceed the sum of \$2,700.00 for the Department of Lands and Buildings, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, chargeable to and payable from Bond Fund No. 171, Motorized Equipment Bonds 1946, Series "A."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1947.

Approved January 30, 1947.

Ordinance Book 54, Page 543.

No. 18

AN ORDINANCE—Accepting the dedication of Wenzell place and Espy avenue and property for the widening of Wenzell avenue as shown on the plan of "Wenzell Court" in the 19th Ward of the City of Pittsburgh, laid out by Frank M. Corace, for public highway purposes and opening the same and naming "Wenzell place" and Espy avenue."

Whereas, Frank M. Corace, the owner of certain property in the 19th Ward of the City of Pittsburgh, laid out in a plan of lots called "Wenzell Court," has located certain highways thereon and executed a deed of dedication on said plan for all the ground covered by said highways to the City of Pittsburgh for public use for highway purposes and has released said City from any liability for damages occasioned by the physical grading of the same to the grades to be established, Now Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the dedication of Wenzell place, Espy avenue, and property for the widening of Wenzell avenue as located and dedicated on the plan of "Wenzell Court" in the 19th Ward of the City of Pittsburgh by Frank M. Corace, to the City of Pittsburgh for public highway purposes, be and the same are hereby accepted.

Section 2. The highways as aforesaid dedicated to said City for public highway purposes shall be and the same are hereby appropriated and opened as public highways and Wenzell place and Espy avenue as aforesaid dedicated are hereby named "Wenzell place" and "Espy avenue."

Section 3. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to enter upon, take possession of, and appropriate the said Wenzell Place, Espy avenue, and property for the widening of Wenzell avenue, for public highway purposes in conformity with the provisions of this Ordinance.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1947.

Approved January 30, 1947.

Ordinance Book 54, Page 543.

No. 19

AN ORDINANCE — Establishing the grade of Fitch way from Pioneer avenue to a point 250.90 feet eastwardly therefrom.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the grade of the northerly line of Fitch way from Pioneer avenue to a point 250.90 feet eastwardly therefrom be and the same is hereby established as follows, to-wit:

Beginning at the easterly 7-foot line of Pioneer avenue at an elevation of 1222.71 feet (present paving at gutter); thence rising at the rate of 3.76% for a distance of 46.03 feet to a point of curve, to an elevation of 1224.44 feet; thence by a convex parabolic curve for a distance of 60 feet to a point of tangent to an elevation of 1224.22 feet; thence falling at the rate of 4.5% for a distance of 152.60 feet to a point 250.90 feet east of the easterly line of Pioneer avenue to an elevation of 1217.35 feet; the said last mentioned point being at the easterly line of the A. R. Marsico Plan of Lots and the common westerly line of the Brookline Plan of Lots and the Second Ward Brookline Plan of Lots.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 27, 1947.

Approved January 30, 1947.

Ordinance Book 54, Page 544.

No. 20

AN ORDINANCE—Vacating Jabok way from a point 405 feet east of Galveston avenue to the easterly terminus.

Whereas, It appears by the petition and affidavit on file in the office of the City Clerk that the owners of all of the property fronting or abutting on the lines of Jabok way from a point 405 feet east of Galveston avenue to the easterly terminus, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Jabok way, formerly Daisy alley, from a point 405 feet east of the east line of Galveston avenue to the easterly terminus at the right-of-way line of Pennsylvania Railroad, as laid out in the Denny Estate Plan of record in the Recorder's Office of Allegheny County in Plan Book, Volume 6, pages 193 to 195, be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1947.

Approved January 30, 1947.

Ordinance Book 54, Page 545.

No. 21

AN ORDINANCE—Vacating Roma way in the 15th Ward of the City of Pittsburgh from Tecumseh street to Path way.

Whereas, It appears by the petition and affidavit on file in the Office of the City Clerk that the owner of all the property fronting or abutting on the lines of Roma way, in the 15th Ward of the City of Pittsburgh, from Tecumseh street to Path way, has petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Roma way in the 15th Ward of the City of Pittsburgh, from Tecumseh street to Path way be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed January 27, 1947.

Approved January 30, 1947.

Ordinance Book 54, Page 545.

No. 22

AN ORDINANCE—Amending portions of Section 2 of Ordinance No. 500 entitled, "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1947," approved December 28, 1946.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That those portions of Section 2 of Ordinance No. 500 entitled "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1947," approved December 28, 1946, which read as follows:

- "(a) Data required for preparation of payrolls shall be submitted to the City Controller in such form, and at such times, as he may prescribe, this data to include records of employment, time worked, whether compensation is based upon hours or days worked, quantity of work performed, or upon a monthly or annual salary basis, and such other records or reports with reference to personal service as may be required.

"(b) Payrolls shall be prepared by the City Controller upon the basis of such records or reports, and submitted by him to the respective directors or heads of departments or offices for approval and certification in such form as he may prescribe."

shall be amended to read as follows:

"(a) Data required for preparation of payrolls shall be submitted to the City Treasurer in such form, and at such times, as he may prescribe, this data to include records of employment, time worked, whether compensation is based upon hours or days worked, quantity of work performed, or upon a monthly or annual salary basis, and such other records or reports with reference to personal service as may be required.

"(b) Payrolls shall be prepared by the City Treasurer upon the basis of such records or reports, and submitted by him to the respective directors or heads of departments or offices for approval and certification in such form as he may prescribe."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 546.

No. 23

AN ORDINANCE—Fixing the interest rate on Refunding Bonds of 1947, Series A, and levying an annual tax to pay the principal, interest and any tax levied on said bonds.

Whereas, Ordinance No. 499, approved December 28, 1946, authorized and directed the sale of Refunding Bonds of

1947, Series A, in the amount of Two Million Three Hundred Thousand Dollars (\$2,300,000.00) dated February 1, 1947, at an interest rate not to exceed four per centum (4%) per annum, payable semi-annually; and

Whereas, Under the terms of said Ordinance and the Acts of Assembly authorizing the same, the said bonds were advertised and were sold to Glore Forgan & Company, New York City, at an interest rate of 1½% per annum, plus a premium of Four Thousand Eighty-Eight Dollars (\$4,088.00); Now, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Refunding Bonds of 1947, Series A, in the amount of Two Million Three Hundred Thousand Dollars (\$2,300,000.00), dated February 1, 1947, and authorized by Ordinance No. 499, approved December 28, 1946, shall bear interest at the rate of 1½% per annum, payable semi-annually on the first days of February and August during the term thereof.

Section 2. That until such time as the issue of Refunding Bonds of 1947, Series A, in the amount of Two Million Three Hundred Thousand Dollars (\$2,300,000.00) dated February 1, 1947, and authorized by Ordinance No. 499, approved December 28, 1946, shall be fully paid, there is hereby levied an assessed annually on all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax commencing in the year 1948 sufficient to pay the interest on said bonds as the same shall accrue and become payable, and any tax thereon which by the terms of said bonds is assumed by the City, and also an annual tax commencing in said year to be set apart in the Sinking Fund of the City of Pittsburgh for the payment of the principal and retirement of said bonds as they become due and payable according to their terms, and the proceeds of the taxes above levied are hereby appropriated out of the revenue of said City for the payment and redemption aforesaid, all as set forth in the following table:

REFUNDING BONDS OF 1947, SERIES "A"

Year	Principal	Interest Rate	Total Annual Tax Levy
1948	\$ 115,000.00	\$ 31,625.00	\$ 146,625.00
1949	115,000.00	30,043.75	145,043.75
1950	115,000.00	28,462.50	143,462.50
1951	115,000.00	26,881.25	141,881.25
1952	115,000.00	25,300.00	140,300.00
1953	115,000.00	23,718.75	138,718.75
1954	115,000.00	22,137.50	137,137.50
1955	115,000.00	20,556.25	135,556.25
1956	115,000.00	18,975.00	133,975.00
1957	115,000.00	17,393.75	132,393.75
1958	115,000.00	15,812.50	130,812.50
1959	115,000.00	14,231.25	129,231.25
1960	115,000.00	12,650.00	127,650.00
1961	115,000.00	11,068.75	126,068.75
1962	115,000.00	9,487.50	124,487.50
1963	115,000.00	7,906.25	122,906.25
1964	115,000.00	6,325.00	121,325.00
1965	115,000.00	4,743.75	119,743.75
1966	115,000.00	3,162.50	118,162.50
1967	115,000.00	1,581.25	116,581.25
	\$2,300,000.00	\$332,062.50	\$2,632,062.50

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 547.

No. 24

AN ORDINANCE—Repealing Ordinance No. 140 entitled, "An Ordinance regulating the manner of letting contracts for public job printing, binding and newspaper advertising, and prescribing the manner of paying the same," approved January 31, 1884.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Ordinance No. 140, entitled, "An Ordinance regulating the manner of letting contracts for public job printing, binding and newspaper advertising, and prescribing the manner of paying the same," approved January 31, 1884, be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 548.

No. 25

AN ORDINANCE — Authorizing the Mayor and the City Treasurer to enter into a contract with the Burroughs Adding Machine Company for servicing Burroughs Machines, and providing for the payment of the cost thereof.

Whereas, The Department of City Treasurer uses a number of Burroughs machines; and

Whereas These machines are patented and can only be serviced successfully by the Burroughs Company; Now, Therefore

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the City Treasurer be and they are hereby authorized and directed to award a contract to the Burroughs Adding Machine Company for servicing the Burroughs machines used in the Department of City Treasurer at a cost not to exceed

the sum of \$2000.00 for the balance of the calendar year 1947, and charge same to Code Account No. 1063, Miscellaneous Services, Department of City Treasurer.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 548.

No. 26

AN ORDINANCE—Carrying over balances or portions thereof remaining in certain code accounts for the year 1946 to the same code accounts for the year 1947.

Whereas, At the time of the enactment of Ordinance No. 500, entitled "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1947," approved December 28, 1946 the amounts of unexpended balances remaining in various 1946 appropriation accounts could not be determined with exactitude; and

Whereas, By said Ordinance No. 500,

it is provided that such unexpended balances shall be cancelled except "such amounts as shall be directed to be carried over to the fiscal year 1947, by Resolution or Ordinance of Council"; and,

Whereas, On final examination of all appropriation accounts for the year 1946, the exact amounts of such unexpended balances have been determined; Now, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to carry over the following amounts in the code accounts for the year 1946, as shown below, to the same code accounts for the year 1947:

Code Account Number	Amount
1 Interest on Loans -----	\$ 27,042.78
42 Contingent Fund -----	2,804.00
42-6 Point Park Commission -----	1,000.00
43-2 South Pittsburgh Water Co., Water Survey -----	15,000.00
46 Judgments -----	30,703.00
50 Emergency Housing for Veterans -----	170,817.71
50-1 Rentals and Taxes for Veterans Emergency Housing -----	14,860.00
97-16 American Legion -----	3,000.00
100 Emergency Power Strike -----	22.00
CITY CLERK'S OFFICE	
1004—Newspaper Advertising -----	1,005.90

Code Account Number	Amount
1005—Supplies -----	5,734.92
1006—Equipment -----	498.50
1010—All Nations Independence Day Celebration -----	1,000.00

MAYOR'S OFFICE

1018—Supplies -----	141.00
1020—Equipment -----	31.00
1024—Supplies — Police Magistrates -----	60.00
1031—Supplies — Traffic Court -----	24.00

DEPARTMENT OF CITY CONTROLLER

1049—Supplies -----	80.00
1049-1—Materials -----	30.00
1051—Equipment -----	2,044.00

DEPARTMENT OF CITY TREASURER

1064—Supplies -----	1,521.02
1064-1—Materials -----	318.00
1066—Equipment -----	6,632.06

DEPARTMENT OF COLLECTOR OF DELINQUENT TAXES

1073—Equipment -----	138.00
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DEPARTMENT OF LAW

1078—Supplies -----	86.00
1079—Equipment -----	164.00

CIVIL SERVICE COMMISSION

1101—Supplies -----	69.00
1101-1—Equipment -----	531.00

DEPARTMENT OF SUPPLIES

1129—Supplies -----	38.00
1132—Equipment -----	2,500.00

BOARD OF WATER ASSESSORS

1143—Supplies -----	39.00
1146—Equipment -----	75.00

Code Account
Number

Amount

DEPARTMENT OF HEALTH

General Office

1205—Equipment ----- 5.00

SYPHILIS CONTROL PROGRAM

1205-4—Supplies ----- 1,656.73

1205-5—Equipment ----- 528.19

BUREAU OF INFECTIOUS DISEASES

1209—Supplies ----- 5.00

DIVISION OF REGISTRATION

1215—Repairs ----- 5.00

DIVISION OF BACTERIOLOGY

1224—Supplies ----- 354.00

1227—Equipment ----- 5.00

TUBERCULOSIS HOSPITAL

1231—Supplies ----- 1,326.00

1231-1—Professional Services ----- 270.00

1231-4—Drug Supplies ----- 1,796.00

1231-5—X-Ray Supplies ----- 179.00

1231-6—Cleaning Supplies ----- 1,479.00

1232—Materials ----- 2,211.00

1234—Equipment and Machinery ----- 5,896.00

MUNICIPAL HOSPITAL

1239—Supplies ----- 618.00

1239-1—Groceries, Meat, etc. ----- 15.00

1239-3—Drugs and Drug Sundries ----- 553.00

1240—Materials ----- 229.00

1242—Equipment and Machinery ----- 606.00

BUREAU OF CHILD WELFARE

1246—Supplies ----- 57.00

BUREAU OF INSPECTION

1255—Equipment ----- 31.00

Code Account Number	Amount
BUREAU OF SMOKE PREVENTION	
1258—Miscellaneous Services -----	3.00
1259—Supplies, Materials, Repairs and Equip'ment -----	24.00
DEPARTMENT OF LANDS AND BUILDINGS	
BUREAU OF ACCOUNTS AND ADMINISTRATION	
1361—Miscellaneous Services -----	541.00
1362—Supplies -----	2,808.00
1362-1—Coal, Coke, Gas and Steam -----	12,107.00
1362-2—Electric Current -----	802.00
1363—Materials -----	11,452.00
1363-1—Parking Attendants Buildings -----	48.00
1364—Repairs -----	1,817.00
1365—Equipment -----	1,059.00
BUREAU OF HOSPITAL MAINTENANCE	
1386—Supplies -----	46.00
1387—Materials -----	635.00
1389—Equipment -----	38.00
DEPARTMENT OF PUBLIC SAFETY	
General Office	
1404—Supplies -----	312.00
1406—Equipment -----	69.00
DIVISION OF GARAGE AND REPAIR SHOP	
1413—Miscellaneous Services -----	257.47
1414—Supplies -----	113.00
1415—Materials -----	48.00
1416—Repairs -----	101.00
1417—Equipment -----	1,348.00
BUREAU OF POLICE	
1447—Miscellaneous Services -----	10.00
1449—Supplies -----	334.00
1450—Materials -----	70.00

Code Account Number	Amount
1452—Equipment and Machinery -----	408.00
1452-1—Radio Improvement -----	366.00
1452-6—Photographic Equipment -----	53.00
1455-6—Refunds for Uniforms -----	37.00
1456—Miscellaneous Services—Dog Pound -----	3,314.00
BUREAU OF FIRE	
1464—Supplies -----	582.00
1465—Materials -----	11.00
1466—Repairs -----	14.00
1467—Marine Fire Boat -----	7,800.00
1468—Equipment -----	22,750.00
1469—Fire Hose -----	2,625.00
BUREAU OF ELECTRICITY	
1474—Supplies -----	241.00
1475—Materials -----	272.00
1475-1—Electrical Materials -----	172.00
1477—Equipment and Machinery -----	10,815.00
BUREAU OF BUILDING INSPECTION	
1481—Salaries, Regular Employees -----	800.00
1484—Supplies -----	9.00
1485—Building Code Revision Expenses -----	2,611.59
1487—Equipment -----	2.00
BUREAU OF TRAFFIC PLANNING	
1490—Miscellaneous Services -----	950.00
1493—Supplies -----	1,102.00
1494—Materials -----	2,908.00
1496—Equipment -----	5,121.00
1498—Mayor's Highway Safety Conference Fund -----	108.00
1499—Child Safety Activities -----	2,491.00
DEPARTMENT OF PUBLIC WORKS	
DIVISION OF GARAGE AND REPAIR SHOP	
1514-2—Oils and Grease -----	27.00

Code Account Number	Amount
1515—Materials -----	99.00
1515-1—Automotive Parts -----	1,153.00
1517—Equipment -----	20.00
DIVISION OF ACCOUNTING	
1522—Equipment -----	4.00
DIVISION OF PHOTOGRAPHY	
1525—Supplies -----	373.00
1528—Equipment -----	88.00
BUREAU OF ENGINEERING	
GENERAL OFFICE	
1534—Equipment -----	163.00
1537—Street Repaving and Repairs -----	1,034.00
1540—Repair Schedule, Sewers -----	5,000.00
1541—Bridge Repair Schedule -----	31,000.00
1542—Concrete Sidewalks -----	1,000.00
DIVISION OF MAINTENANCE—BRIDGES AND STRUCTURES	
BRIDGE REPAIRS	
1577—Materials -----	4,063.00
1579—Equipment -----	41.00
BRIDGE REPAINTING	
1583—Materials -----	3,134.00
1584—Equipment -----	545.00
PUBLIC UTILITIES	
1597-2—Street Lighting -----	10,234.95
BUREAU OF HIGHWAYS AND SEWERS	
GENERAL OFFICE	
1605—Supplies -----	20.00
DIVISION OFFICES	
1611—Supplies -----	141.00

Code Account Number	Amount
STABLES AND YARDS	
1615—Supplies -----	3.00
1616—Materials -----	9.00
1618—Equipment -----	76.00
CLEANING HIGHWAYS	
1629—Equipment -----	17,881.50
1629-1—Snow Removal -----	2,707.00
REPAIRING HIGHWAYS	
1635—Materials -----	8.00
1635-1—Equipment -----	201.00
CLEANING AND REPAIRING SEWERS AND SEWER DROPS	
1641-1—Equipment -----	68.00
BOARDWALKS AND STEPS	
1647—Materials -----	7,661.00
1649—Cinders, Slag and Freight Fund -----	4,613.00
ASPHALT PLANT	
1655-4—Supplies -----	38.00
1655-5—Materials -----	1,329.00
1655-6—Repairs -----	30.00
1655-7—Equipment -----	74.00
BUREAU OF REFUSE	
1671—Miscellaneous Services -----	8.00
DIVISION OF COLLECTION AND FINAL DISPOSITION	
1678—Supplies -----	2,903.00
1679—Materials -----	28.00
DIVISION OF INCINERATION	
1688—Supplies -----	231.00
1688-1—Gas and Coal -----	34.00
1689—Materials -----	874.00

Code Account Number	Amount
1691—Equipment	231.00
1691-1—Materials and Equipment for Cranes.....	223.00
1691-2—Materials and Equipment for Mechanical Screens.....	120.00

DIVISION OF GARAGE AND REPAIR SHOP

1695—Supplies	251.00
1695-1—Gasoline and Oil	1,047.00
1696—Materials	358.00
1696-2—Materials and Parts	504.00
1698—Equipment	44.00

BUREAU OF WATER

FILTRATION DIVISION

1750—Chemicals, Soda Ash, Chlorine, etc.	3,179.00
1751—Supplies	362.00
1752—Materials	5,721.00
1754—Equipment	1,837.00

MECHANICAL DIVISION

1771—Supplies	733.00
1772—Materials	3,228.00
1773—Repairs	2,750.00
1774—Equipment	919.00

DISTRIBUTION DIVISION

1783—Miscellaneous Services	3,175.94
1784—Supplies	62.00
1785—Materials	6,309.00
1786—Repairs	2,200.00
1788—Equipment and Machinery	445.00
1789—Meter Repair Parts	11,699.78
1790—New Meters	3,000.00

BUREAU OF PARKS

GENERAL OFFICE

1800—Supplies	134.00
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Code Account Number	Amount
1801—Materials -----	1,608.00
1802—Repairs -----	1,485.00
1803—Equipment -----	4,861.00

PARK CONSERVATORIES

1813—North Side Conservatory -----	10,000.00
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HIGHLAND PARK ZOO

1862—Provisions for Animals -----	1,171.00
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BUREAU OF RECREATION

BUILDINGS AND GROUNDS

1902—Miscellaneous Services -----	19.00
1904—Supplies -----	974.00
1905—Materials -----	743.00
1905-1—Top Soil -----	1,840.00
1906—Repairs -----	1,000.00
1907—Equipment -----	121.00

ACTIVITIES

1910—Supplies -----	2,207.00
1911—Equipment -----	245.00

BUREAU OF TESTS

1945—Materials -----	5.00
1946—Repairs -----	50.00
1947—Equipment and Machinery -----	38.00

TOTAL ----- \$580,342.72

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 549.

No. 27

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Dry Goods for the Tuberculosis Hospital, Department of Public Health, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Dry Goods, at a cost not to exceed the sum of \$1692.00, for the Tuberculosis Hospital, Department of

Public Health, in accordance with an Act of Assembly entitled, 'An Act for the government of cities of the second class,' approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1234, Equipment, Tuberculosis Hospital, Department of Public Health.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 554.

No. 28

AN ORDINANCE—Amending portions of Section 27, Tuberculosis Hospital, and Section 28, Municipal Hospital, Department of Public Health, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946, by increasing salaries, eliminating classification of nurses by years of employment, adding certain classifications and providing for certain classifications as needed instead of by number, by

virtue of certificate of emergency executed by the Deputy Mayor and Controller of the City of Pittsburgh the 28th day of January, 1947.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the portions of Section 27, Tuberculosis Hospital, and Section 28, Municipal Hospital, Department of Public Health, of Ordinance No. 501 entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946, which reads:

Section 27

TUBERCULOSIS HOSPITAL

Superintendent of Nurses.....	\$2,200.00 per annum
Night Superintendent of Nurses.....	2,000.00 per annum
Five Ward Supervisors (Nurses).....	2,000.00 each per annum
Nurses—5th year.....	1,920.00 each per annum
Nurses—4th year.....	1,836.00 each per annum
Nurses—3rd year.....	1,764.00 each per annum
Nurses—2nd year.....	1,692.00 each per annum
Nurses—1st year.....	1,673.00 each per annum

Thirty Subsidiary Female Workers authorized to be
substituted for Nurses, as needed----- 94.00 each per month

Section 28

MUNICIPAL HOSPITAL

Superintendent of Nurses-----\$2,200.00 per annum
Night Superintendent of Nurses----- 2,000.00 per annum
Three Ward Supervisors (Nurses)----- 2,000.00 each per annum
Nurses—5th year----- 1,920.00 each per annum
Nurses—4th year----- 1,836.00 each per annum
Nurses—3rd year----- 1,764.00 each per annum
Nurses—2nd year----- 1,692.00 each per annum
Nurses—1st year----- 1,673.00 each per annum

Shall be and the same is hereby amended to read:

Section 27

TUBERCULOSIS HOSPITAL

Superintendent of Nurses----- \$2,700.00 per annum
Night Superintendent of Nurses----- 2,400.00 per annum
Five Ward Supervisors (Nurses)----- 2,400.00 each per annum
Forty-one Nurses----- 2,100 each per annum
Assistant Nurses authorized to be substituted for
Nurses, as needed, on the basis of three Assistant
Nurses for every two Nurses----- \$ 115.00 each per month
Subsidiary Female Workers authorized to be substituted for Nurses, as needed, on the basis of 11
Subsidiary Female Workers for every six Nurses--- 94.00 each per month

Section 28

MUNICIPAL HOSPITAL

Superintendent of Nurses-----\$2,700.00 per annum
Night Superintendent of Nurses----- 2,400.00 per annum
Three Ward Supervisors (Nurses)----- 2,400.00 each per annum
Fourteen Nurses----- 2,100.00 each per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 555.

No. 29

AN ORDINANCE—Authorizing the issuance of warrants in favor of Wilson and Company in the sum of \$59.20, John Sexton and Company in the sum of \$35.40, Mead, Johnson and Company in the sum of \$208.05, Presbyterian Hospital in the sum of \$48.00, McKesson and Robbins, Inc., in the sum of \$150.00, Fort Pitt Hardware Company in the sum of \$9.00 and Parke, Davis and Company in the sum of \$17.40 for supplies, materials and repairs furnished to the Tuberculosis Hospital, Department of Public Health, without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following in payment for supplies, materials and repairs furnished the Tuberculosis Hospital, Department of Public Health, for the benefit of the City without previous authority of law:

Wilson and Company in the sum of \$59.20 chargeable to Code Account 1231-1, Food.

John Sexton and Company in the sum of \$35.40 chargeable to Code Account 1231-1, Food.

Mead Johnson and Company in the sum of \$208.05 chargeable to Code Account 1231-4, Drug Supplies.

Presbyterian Hospital in the sum of \$48.00 chargeable to Code Account 1231-4, Drug Supplies.

McKesson and Robbins in the sum of \$150.00 chargeable to Code Account 1231-4, Drug Supplies.

Fort Pitt Hardware Company in the sum of \$9.00 chargeable to Code Account 1232, Materials.

Parke, Davis and Company in the sum of \$17.40 chargeable to Code Account 1231-4, Drug Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 556.

No. 30

AN ORDINANCE—Granting unto Gimbel Brothers, Inc., of Pittsburgh, their successors or assigns, the right to construct, maintain and use footer projections for the new two-story frame and steel Warehouse at No. 63 South 24th street, 16th Ward, City of Pittsburgh, Pa.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Gimbel Brothers, Inc., of Pittsburgh, their successors or assigns, are hereby given the right and authority, at their own cost and expense, to use such part of the easterly sidewalk of South 24th Street, as may be necessary, for the construction of column footings for the new two-story frame and steel Warehouse at No. 63 South 24th street, 16th Ward, City of Pittsburgh, Pa.

FOOTER COURSE

Beginning at a point on the easterly line of South 24th street distant northwardly 192.64 feet from the northerly line of Sidney street, thence deflecting to the left 82° 17' 50" and in a westerly direction for a distance of 4.16 feet to a point; thence deflecting to the right 90° 0' 00" and in a northerly direction 9.50 feet to a point; thence deflecting to the right 90° 0' 00" and in an easterly direction 2.83 feet to a point; thence deflecting to the right 82° 17' 50" and in a southerly direction 9.59 feet to a point the place of beginning.

The bottom of footer shall have an elevation of 732.00 feet U. S. Datum, and the top of the footer course shall have an elevation of 735.0 feet.

The first floor of the proposed building to be constructed at an elevation of 747.00 feet, the surface of the adjacent ground on South 24th street being at an elevation of 748.40 feet.

The said footer projections on South 24th street shall be constructed to the provisions of this Ordinance and in accordance with the plan identified as "Showing Footer Course on South 24th street for Gimbel Bros., Inc.", known as Plan, "Accession "B"—No. 588", on file in the office of the Division of Public Utilities, Bureau of Engineering, Department of Public Works, Pittsburgh, Pa.

Section 2. The said Gimbel Brothers, Inc., their successors or assigns, prior to the beginning of the construction of the footer projections shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans in triplicate, showing the locations for the construction of the said footer projections, said plan and the construction of the footer projections shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its power over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which may hereafter be passed relating to the same.

Section 4. The said grantee shall bear the full cost and expense for the repaving and repair of the streets or sidewalks above affected by this improvement, or the repair of any structure which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said projections; all of said work, including repairs of streets or sidewalks, shall be done in a manner and at such times as said Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, re-

serves the right to cause the removal of the said projections upon giving to the said Gimbel Brothers, Inc., of Pittsburgh, their successors or assigns, at least six (6) months' written notice from the proper officers of the City pursuant to a resolution or ordinances of Council; and the said Gimbel Brothers, Inc., of Pittsburgh, their successors or assigns, when so notified, shall at or before the expiration of the said six (6) months, remove the said projections and restore the street to proper condition, at its own cost and expense, and to the satisfaction of the Director of the Department of Public Works.

Section 6. The said Gimbel Brothers, Inc., of Pittsburgh, their successors or assigns, shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and sub-surface structures therein, caused by or arising out of the construction, maintenance, use and operation of said projections, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the conditions that this Ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor, the said Gimbel Brothers, Inc., of Pittsburgh, their successors or assigns, shall file with the proper officers of the City, its certificate of acceptance to be executed by the said Gimbel Brothers, Inc., of Pittsburgh.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 557.

No. 31

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Allegheny Garbage Company, Inc., in the sum of \$3,284.52 in payment for services performed in the Department of Public Works, during the period of January 1st to January 6th, 1947, inclusive, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Allegheny Garbage Company, Inc., in the sum of \$3,284.52 in payment for services performed in the Department of Public Works, during the period of January 1st to January 6th, 1947, inclusive, for the benefit of the City without previous authority of law and charge same to Code Account No. 1699, Garbage and Rubbish Collections, Contract Account.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 558.

No. 32

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement on behalf of the City of Pittsburgh for the cleaning of a City water main in North Lexington Avenue from Penn Avenue to Jonathan Street and providing for the payment of the contract cost therefor.

WHEREAS, The Lawson Manufacturing Company has requested the City of Pittsburgh to clean the water main on North Lexington Avenue from Penn Avenue to Jonathan Street, and

WHEREAS, The Lawson Manufacturing Company proposes that it will reimburse the City of Pittsburgh for any payments made to a contractor for the actual cleaning of said main, with the proviso that all other work shall be performed by the City of Pittsburgh at its own expense:—NOW THEREFORE

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to enter into an agreement in behalf of the City of Pittsburgh for the cleaning of a City water main in North Lexington Avenue from Penn Avenue to Jonathan Street and providing for the reimbursement to the City of Pittsburgh by the Lawson Manufacturing Company of the contract cost of the work, subject to the terms and conditions hereinafter specified:—

a. The City of Pittsburgh will do the following work with its own forces in connection with the pipe cleaning project without recompense, namely:—Notify all consumers before water is to be shut off from the main and after it has been turned on again in all instances, make all necessary street openings, operate all gates, remove sections of pipe as may be required for inserting and withdrawing the cleaning apparatus, make up temporary connection at each point where scraping implement is inserted into the pipe and, upon the completion of the cleaning operation, pump out and clean out the excavations as may be necessary, permanently reconnect the water main at each previous cutting, test the connections for water tightness, flush the main, return it to service, backfill the excavations, remove all spoil, and restore the street pavement at each location.

b. The Contractor shall furnish and use everything necessary for the carrying out of the entire work with the exception of the operations specifically above recited to be performed by City forces.

c. The City will prepare specifications and obtain bids for the work to be done by contract, the cost thereof being chargeable to and payable from Code Account 1786, Repairs, Distribution Division.

Section 2. That the Director of the Department of Public Works shall notify The Lawson Manufacturing Company of his readiness to award and enter into a contract with the lowest responsible bidder for the contract work, subject to the payment of the cost of the contract to the Treasurer of the City of Pittsburgh to the credit of Code Account 1786, Repairs Distribution Division.

Section 3. That the agreement shall contain such further terms not inconsistent with the above as the City Solicitor shall require and shall be in form approved by the City Solicitor.

Section 4. That the Treasurer of the City of Pittsburgh be and is hereby authorized and directed to receive funds above provided for and to credit the same to the designated account.

Section 5. That the Mayor be and he is hereby authorized and directed to issue, and the Controller to countersign, warrants drawn on said funds in payment of the cost of the contract.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 559.

No. 33

AN ORDINANCE — Transferring the sum of \$1,000.00 from Code Account 1257 and \$500.00 from Code Account 1249 to Code Account 1259, Department of Public Health.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,000.00 from Code Account 1257, Salaries, Regular Employees, Bureau of Smoke Prevention, and \$500.00 from Code Account

1249, Salaries, Regular Employees, Bureau of Inspection, to Code Account 1259, Supplies, Materials, Repairs and Equipment, Bureau of Smoke Prevention, Department of Public Health.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 560.

No. 34

AN ORDINANCE — Transferring \$11,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1364-1 Repairs and Installation of Heating Plants and Stokers.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$11,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1364-1—Repairs and Installation of Heating Plants and Stokers, Department of Lands and Buildings.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 560.

No. 35

AN ORDINANCE—Authorizing the assignment to the Allegheny County Institution District of the interest of the City of Pittsburgh in the buildings and grounds of Mayview State Hospital at Mayview, Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized to sign and the City Controller to countersign the following instrument assigning all of the rights, title and interest of the City of Pittsburgh in the property in South Fayette Township, Allegheny County, Pennsylvania, commonly known as the Mayview State Hospital:

ASSIGNMENT

WHEREAS, The Act of 1938, P. L. 52, (50 PS 1051 et seq.) conveyed title to the Commonwealth of Pennsylvania of certain lands and buildings then being used by the City of Pittsburgh for the operation of the Pittsburgh City Home and Hospital at Mayview, South Fayette Townsh'p, Allegheny County, Pennsylvania, an institution maintained for the care of mental patients and non-mental indigent persons; and

WHEREAS, By the terms of said Act, certain portions of the aforementioned establishment not needed for the care of mental patients were to be reconveyed to the City of Pittsburgh; and

WHEREAS, Pursuant to the said Act of Assembly an Agreement dated May 29, 1942 was entered into by and between the Commonwealth of Pennsylvania and the City of Pittsburgh, in paragraph seven (7) of which Agreement the Commonwealth agreed to reconvey to the City of Pittsburgh approximately Two Hundred One (201) acres, being 24% of the total acreage less than occupied by buildings, grounds and drives, which Agreement is hereby incorporated into and made a part hereof; and

WHEREAS, By the Act of 1943, P. L. 610, (62 PS 2232) and the Act of 1943, P. L. 752, (53 PS 8891) the duties and obligations of the City of Pittsburgh with reference to the care of indigent persons were transferred to the Allegheny County Institution District, together with real and personal property used for the care of such indigent persons, said Acts being effective January 1, 1945.

NOW, THEREFORE, The City of Pittsburgh, in order to further accomplish the purposes of the latter mentioned Acts, does hereby assign and set over to the Allegheny County Institution District all of its right, title and interest in the property located at Mayview, South Fayette Township, Allegheny County, Pennsylvania, including the right to receive a reconveyance thereof from the Commonwealth of Pennsylvania, as set forth in the Agreement above referred to dated May 29, 1942; and the City of Pittsburgh does further relinquish and surrender to the Allegheny County Institution District, any right, title and interest which it may have in any ways, easements, right of ingress and egress appurtenant to the above mentioned property; and the City of Pittsburgh does further assign to the Allegheny County Institution District any and all of the rights conferred upon it by the Agreement of May 29, 1942.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 561.

No. 36

AN ORDINANCE—Providing for a contract or contracts for the reconstruction, improvement and alteration of the building at 1020 Bedford avenue to be used as a City Stable, and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts for the reconstruction, improvement and alteration of the building at 1020 Bedford avenue to be used as a City Stable, in accordance with the laws and ordinances governing the City

of Pittsburgh, at a cost not to exceed \$10,000.00, chargeable to and payable from Bond Fund 170, General Public Improvement Bonds 1946, Series A.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with special reference to Ordinance No. 134, approved April 15, 1946.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 562.

No. 37

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of badges for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of badges for the Bureau of Fire, Department of Public Safety at a cost not to exceed the sum of \$1600.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901 and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1468, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 562.

No. 38

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of visible cabinets and one stand for the Bureau of Police, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of visible cabinets and one stand for the Bureau of Police, Department of Public Safety at a cost not to exceed the sum of \$825.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901 and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1452, Bureau of Police, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 563.

No. 39

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Filtration Hose for the Bureau of Water, Department of Public Works, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Filtration Hose, at a cost not to exceed the sum of \$2310.00, for the Bureau of Water, Department of Public Works, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinance of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1754, Equipment, Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 563.

No. 40

AN ORDINANCE — Providing for a contract for a Pitometer Water Waste Survey of certain sections of the water distribution system of the City of Pittsburgh and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized to enter into a contract with the Pitometer Company, Incorporated, for the making of a Pitometer Water Waste Survey, complete with reports, of the following sections of the water distribution system of the City of Pittsburgh:—

- a. That section included in pitometer districts numbered 53, 54, 55, 56,

- 58, 59, 60, 61 and 62 as shown on the "Map showing districts and gauging points" in "Report on Pitometer Water Waste Survey, Squirrel Hill, 1941," on file in the office of the Bureau of Water, and
- b. That section included in pitometer districts numbered 65, 66, 67 and 69 as shown on the "Map showing districts and gauging points" in Report on Pitometer Water Waste Survey, Highland Reservoir Area No. 2, 1942" on file in the office of the Bureau of Water;

In accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of \$12,000.00, chargeable to and payable from Code Account 1783, Miscellaneous Services, Distribution Division, Bureau of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 564.

No. 41

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Carl Basl, Patrolman, Bureau of Police, Department of Public Safety in the sum of \$461.68, to partially defray his expenses while attending Northwestern University Traffic Institute.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Carl Basl, Patrolman, Bureau of Police, Department of Public Safety in the sum

of \$461.68, to partially defray his expenses while attending Northwestern University Traffic Institute, chargeable to and payable from Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 564.

No. 42

AN ORDINANCE—Authorizing and directing the Grading, and Paving of Triangle way from Sunrise avenue to Square way, and other work incidental thereto including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Triangle way from Sunrise avenue to Square way be graded and paved, with other work incidental thereto, and that, as may be necessary, approaches be graded on streets affected thereby, and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, and Paving of Triangle way, from Sunrise avenue to Square way, and other work incidental thereto including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Ten Thousand (\$10,000.00) Dollars,

which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of the Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 3, 1947.

Approved February 7, 1947.

Ordinance Book 54, Page 565.

No. 43

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,140.79, in payment for street lighting service furnished, during the month of December 1946, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Duquesne Light Company, in the sum of \$60,140.79 in payment for street lighting service furnished, during the month of December 1946, for the benefit of the City without previous authority of law, and charge same to Code Account 1597-2, Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1947.

Approved February 15, 1947.

Ordinance Book 54, Page 565.

No. 44

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Luquesne Light Company in the sum of \$59,953.45, in payment for street lighting service furnished, during the month of January 1947, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Duquesne Light Company, in the sum of \$59,953.45 in payment for street lighting service furnished, during the month of January 1947, for the benefit of the City without previous authority of law, and charge same to Code Account 1597-2, Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1947.

Approved February 15, 1947.

Ordinance Book 54, Page 566.

No. 45

AN ORDINANCE — Transferring the sum of \$23,925.00 from Code Account No. 1011, Unallocated Funds, to Code Account Numbers, 1228-A-1 Salaries, Regular Employees, Tuberculosis Hospital, and to 1235-A-1 Salaries, Regular Employees, Municipal Hospital, Department of Health.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$23,925.00 from Code Account No. 1011, Unallo-

cated Funds, as follows:

TO CODE ACCOUNT NOS.

	Amount
1228-A-1—Salaries, Regular Employees -----	\$16,746.00
1235-A-1—Salaries, Regular Employees -----	7,179.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1947.

Approved February 15, 1947.

Ordinance Book 54, Page 566.

No. 46

AN ORDINANCE—Transferring the aggregate sum of \$89,600.00 from Code Account Nos. 1650-1, 1650-3, and 1655-2 to Code Account Nos. 1620, 1643, 1644, 1650-2, 1652, 1653, 1654, 1654-1, 1655-1 in the Bureau of Highways and Sewers, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the aggregate sum of \$89,600.00 within the code accounts of the Bureau of Highways and Sewers, as follows:

FROM CODE ACCOUNT NOS.:

1650-1—Wages, April to June	\$47,990.00
1650-3—Wages, Oct. to Dec.	14,755.00
1655-2—Wages, Asphalt Plant	26,855.00
	\$89,600.00

TO CODE ACCOUNT NOS.:

1620 —Salaries -----	\$12,250.00
1643 —Wages, April to June	480.00
1644 —Wages, July to Sept.	4,800.00
1650-2—Wages, July to Sept.	15,265.00
1652 —Salaries -----	34,360.00
1653 —Salaries -----	2,125.00

1654 —Salaries	-----	2,835.00
1654-1—Salaries	-----	11,630.00
1655-1—Salaries, Asphalt/Plant		5,855.00

\$89,600.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1947.

Approved February 15, 1947.

Ordinance Book 54, Page 567.

No. 47

AN ORDINANCE — Transferring the sum of \$10,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1456-B, Miscellaneous Services—Dog Pound, Bureau of Police, Department of Public Safety.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$10,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1456-B, Miscellaneous Services—Dog Pound, Bureau of Police, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1947.

Approved February 15, 1947.

Ordinance Book 54, Page 567.

No. 48

AN ORDINANCE — Transferring the sum of \$207,000.00 to the special account for Liquid Fuel Tax from Code Account No. 1461, Salaries, Regular Em-

ployees, Bureau of Fire, Department of Public Safety.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$207,000.00 to the special account for Liquid Fuel Tax from Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, Department of Public Safety, provided however, that the amount herein transferred will be restored on or before December 5, 1947.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1947.

Approved February 15, 1947.

Ordinance Book 54, Page 568.

No. 49

AN ORDINANCE—Authorizing the issuance of warrants in favor of the Westinghouse Electric Supply Company in the sum of \$530.10 et al., for fluorescent fixtures, automobile parts, batteries and blue printing for the Department of Lands and Buildings, Department of Public Safety, Department of Public Works, and the Department of City Planning, without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants as follows:

Westinghouse Electric Supply Company in the sum of \$530.10, for fluorescent fixtures for the Bureau of Building Inspection, Department of Lands and Buildings, chargeable to and payable from Code Account No. 1363, Material, Department of Lands and Buildings.

Samson Sales Company in the sum of \$231.98 for automobile parts furnished the Department of Public Works.

Garage, chargeable to and payable from Code Account No. 1515-1, Material, Department of Public Works,

Samson Sales Company in the sum of \$22.43 for Buick parts furnished the Municipal Garage, chargeable to and payable from Code Account No. 1415—Material, Department of Public Safety,

Dyke Motor Supply Company in the sum of \$100.94 for auto parts furnished the Public Works' Garage, chargeable to and payable from Code Account No. 1515-1, Material, Department of Public Works,

Donaldson Motor Company in the sum of \$58.50 for batteries furnished the Municipal Garage, chargeable to and payable from Code Account No. 1415, Material, Department of Public Safety, and

Eugene Dietzgen Company in the sum of \$45.66 for blueprinting furnished the Department of City Planning, chargeable to and payable from Code Account No. 164-2, Department of City Planning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1947.

Approved February 15, 1947.

Ordinance Book 54, Page 568.

No. 50

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of 1 duplicating machine for the Office of the Mayor, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of 1 duplicating machine for the Office of the Mayor, at a cost not to exceed the sum of \$600.00, in accordance with an Act of Assembly entitled, "An Act for

the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1020, Equipment, Office of the Mayor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1947.

Approved February 15, 1947.

Ordinance Book 54, Page 569.

No. 51

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of 1—4-wheel trailer, 3 bituminous aggregate spreaders and 2 portable gasoline hammers for the Bureau of Highways and Sewers, Department of Public Works, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of the following:

1—4-wheel trailer at a cost not to exceed the sum of \$2600.00.

3 bituminous aggregate spreaders at a cost not to exceed the sum of \$2650.00.

2 portable gasoline hammers at a cost not to exceed the sum of \$825.00, for the Bureau of Highways and Sewers, Department of Public Works, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Bond Fund No. 163-1, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1947.

Approved February 15, 1947.

Ordinance Book 54, Page 569.

No. 52

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of one 5-passenger automobile for the Municipal Garage, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of one 5-passenger automobile at a cost not to exceed the sum of \$800.00, including the trade-in of one 1942 Plymouth Sedan, for the Municipal Garage, Department of Public Safety, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1417, Equipment, Municipal Garage, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1947.

Approved February 15, 1947.

Ordinance Book 54, Page 570.

No. 53

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of 1 refrigerator complete with compressor for the Bureau of Infectious Diseases, Department of Public Health, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of 1 refrigerator complete with compressor for the Bureau of Infectious Diseases, Department of Public Health, at a cost not to exceed the sum of \$800.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1211, Equipment, Bureau of Infectious Diseases, Department of Public Health.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1947.

Approved February 15, 1947.

Ordinance Book 54, Page 571.

No. 54

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement with Harry Serene for the maintenance of a public riding school in Schenley Park, and prescribing the terms thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to enter into an agreement with Harry Serene for the maintenance of a public riding school in Schenley Park.

Section 2. The said agreement shall be in a form to be approved by the City Solicitor and shall contain the following provisions:—

1. The agreement shall be in effect for a term of one (1) year from the date of its execution, unless cancelled by either party prior to that date after sixty (60) days' written notice of intention to cancel given to the other party.

2. The City of Pittsburgh will allow the said Harry Serene to occupy and use the Schenley Park Oval Stables and to conduct a riding school in Schenley Park.

3. The said Harry Serene will

(a) Pay to the City of Pittsburgh the sum of \$420.00 annually in four equal installments, due and payable in advance on the 15th day of December, March, June and September in each year.

(b) Keep the riding school and other facilities open to the general public at the following rates:
\$1.50 per hour on weekdays; \$2.00 per hour on Saturdays, Sundays and all holidays, with a transferable ticket valued at \$12.00 to be sold for \$10.00.
10 cents for each pony ride.
\$37.50 per month maximum rate for boarding horses.

(c) Make all repairs at the Stables during his occupancy thereof.

(d) Carry public liability and Workmen's Compensation Insurance in amounts sufficient in the opinion of the City Solicitor to protect the City's interests.

4. All manure accumulated on the premises shall be the property of the City of Pittsburgh.

5. Such other provisions as shall in the opinion of the City Solicitor be deemed necessary and proper to protect the interests of the City and to secure the faithful performance of the terms of the agreement.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1947.

Approved February 15, 1947.

Ordinance Book 54, Page 571.

No. 55

AN ORDINANCE — Amending Zoning

Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-S10-O, by changing from a Thirty-Five Foot District to a Forty-Five Foot District, all that certain property bounded by Pioneer avenue; the southerly line of property, now or late, of the South Hills General Hospital; the lines of the southwesterly boundary of the Boggs Place Plan of Lots as amended; the easterly and southerly lines of property, now or late of the Hampton Improvement Company; the southerly line of "Pioneer Village" extended and said line; the easterly lines of lots fronting on the easterly sides of Pioneer avenue and Southcrest drive; the southwesterly line of lot numbered 8 in "Pioneer Village"; Southcrest drive; and the easterly and northerly lines of lot numbered 46 in "Pioneer Village."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z-S10-O, so as to change from a Thirty-Five Foot (H-1) District to a Forty-Five Foot (H-2) District, all that certain property bounded by Pioneer avenue; the southerly line of property, now or late, of the South Hills General Hospital; the lines of the southwesterly boundary of the Boggs Place Plan of Lots as amend-

ed; the easterly and southerly lines of property, now or late of the Hampton Improvement Company; the southerly line of "Pioneer Village" extended and said line; the easterly lines of lots fronting on the easterly sides of Pioneer avenue and Southcrest drive; the southwesterly line of lot numbered 8 in "Pioneer Village"; Southcrest drive; and the easterly and northerly lines of lot numbered 46 in "Pioneer Village."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1947.

Approved February 15, 1947.

Ordinance Book 54, Page 572.

No. 56

AN ORDINANCE—Directing the Chief of the Bureau of Fire to work out a schedule enabling each Captain and Hoseman and Ladderman of the Bureau of Fire to have thirty-six hours of rest in every calendar week, and providing for certain exceptions.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That from and after the enactment of this ordinance, the Chief of the Bureau of Fire is authorized and directed to work out a schedule which will enable each Captain and Hoseman and Ladderman of the Bureau of Fire to have thirty-six hours of rest in every calendar week: Provided, however, that this rest period shall not be in effect during the period from June 1 to September 30; and provided further that, in the event of an emergency which requires the force of the Fire Department to be available for duty, the Chief shall have full authority to cancel any or all rest periods during the emergency period.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 10, 1947.

Approved February 15, 1947.

Ordinance Book 54, Page 573.

No. 57

AN ORDINANCE—Authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency in 1946 or a sum not to exceed \$114,800.10.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant or warrants for a sum not to exceed \$114,800.10 payable to certain employees of the Bureau of Police, Department of Public Safety, who performed outside duty during the Power Emergency, upon certification by the Director of the Department of Public Safety and approval by the Mayor that said employees did work overtime during the Power Emergency in 1946.

Section 2. Said employees to be paid at the regular rates established for 1946 for their respective positions.

Section 3. Said amount to be chargeable to and payable from Code Account No. 1443-1, Emergency Overtime Wages.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1947.

Approved February 24, 1947.

Ordinance Book 54, Page 573.

No. 58

AN ORDINANCE—Providing for a contract or contracts for repaving of Cherry way as widened to a width of forty feet, from the Boulevard of the

Allies to Third avenue, and from Fourth avenue to Diamond street, and other necessary work incidental thereto, and providing that the costs and expenses therefor be assessed against and collected from properties specially benefitted thereby, and providing further for the payment of the City's share thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Cherry way from the Boulevard of the Allies to Third avenue, and from Fourth avenue to Diamond street, be repaved as widened to a width of forty feet, and other necessary work incidental thereto.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the repaving of said Cherry way as widened between said termini, including as may be necessary, other work incidental thereto; and enter into a contract or contracts not to exceed the total sum of \$33,000.00, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs and expenses of the same shall be assessed against and collected from properties specially benefitted thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same, and the City's share thereof, estimated to be \$28,000.00, shall be appropriated from and chargeable to Bond Fund No. 170, "General Public Improvement Bonds 1946, Series A," said amount including engineering and other expenses.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 17, 1946.

Approved February 24, 1947.

Ordinance Book 54, Page 574.

No. 59

AN ORDINANCE—Providing for the letting of a contract with the Western Newspaper Union for the preparation of mats and stereos and the distributing of the same to the weekly community newspapers.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to enter into a contract with the Western Newspaper Union for the weekly service in the preparation of mats and stereos and the distributing of these to the weekly community newspapers beginning February 27, 1947, and continuing for the balance of the year, at a cost not to exceed TWO THOUSAND DOLLARS (\$2,000.00), to be charged to Adult Traffic Education Code Account No. 1497.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1947.

Approved February 24, 1947.

Ordinance Book 54, Page 574.

No. 60

AN ORDINANCE—Providing for the letting of a contract or contracts for repairing the roof of Carnegie Library, North Side; and for the cleaning, painting and repair of plastering where necessary, of the walls and ceilings, including the rotunda, toilets, entrances and side rooms of the Music Hall of Carnegie Library, North Side, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby

authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for repairing the roof of Carnegie Library, North Side; and for the cleaning, painting and repair of plastering where necessary, of the walls and ceilings, including the rotunda, toilets, entrances and side rooms of the Music Hall of Carnegie Library, North Side, at a total cost not to exceed \$12,500.00, in accordance with an Act of Assembly entitled, "An Act for the government of the Cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, chargeable to and payable from Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1947.

Approved February 24, 1947.

Ordinance Book 54, Page 575.

No. 61

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Water Meters for the Bureau of Water, Department of Public Works, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Water Meters, at a total cost not to exceed the sum of \$17,350.00 for the Bureau of Water, Department of Public Works, in accordance with an Act of Assembly entitled, "An Act for the government of

cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, chargeable to and payable as follows:
From Code Account No. 158-18,
the sum of ----- \$9,000.00
From Code Account No. 1790,
Bureau of Water, D. P. W., the
sum of ----- 8,350.00

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1947.

Approved February 24, 1947.

Ordinance Book 54, Page 575.

No. 62

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of not more than 100 Women's police uniforms, hats, hat badges and police whistles for the Bureau of Police, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of not more than 100 Women's police uniforms, hats, hat badges and police whistles at a cost not to exceed the sum of \$5,000.00, for the Bureau of Police, department of Public Safety, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Ac-

count No. 1445-C, Bureau of Police, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with special reference to Ordinance No. 4, approved January 9, 1947.

Passed February 17, 1947.

Approved February 24, 1947.

Ordinance Book 54, Page 576.

No. 63

AN ORDINANCE — Providing for the letting of a contract for the furnishing and delivery of 1 auto truck chassis for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract to the lowest responsible bidder for the furnishing and delivery of 1 auto truck chassis, at a cost not to exceed the sum of \$2100.00, for the Bureau of Fire, Department of Public Safety, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, chargeable to and payable from Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1947.

Approved February 24, 1947.

Ordinance Book 54, Page 576.

No. 64

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of 1 electric furnace and 1 coal ash melting point apparatus for the Bureau of Smoke Prevention, Department of Public Health, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of 1 electric furnace and 1 coal ash melting point apparatus for the Bureau of Smoke Prevention, Department of Public Health, at a total cost of \$650.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, chargeable to and payable from Code Account No. 1259, Bureau of Smoke Prevention, Department of Public Health.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1947.

Approved February 24, 1947.

Ordinance Book 54, Page 577.

No. 65

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Nurses Uniforms for the Tuberculosis Hospital, Department of Public Health, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Nurses Uniforms, at a cost not to exceed the sum of \$1200 00, for the Tuberculosis Hospital, Department of Public Health, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinance of Council in such cases made and provided, chargeable to and payable from Code Account No. 1231, Tuberculosis Hospital, Department of Public Health.

Section 2. That any Ordinance or part of Ord'nance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1947.

Approved February 24, 1947.

Ordinance Book 54, Page 578.

No. 66

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of one power mower for Frick Park, Department of Public Works, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract to the lowest responsible bidder for the furnishing and delivery of one power mower for Frick Park, Department of Public Works, at a cost not to exceed the sum of \$900.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities

of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, chargeable to and payable from Code Account No. F. P. T. F., Frick Park, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1947.

Approved February 24, 1947.

Ordinance Book 54, Page 578.

No. 67

AN ORDINANCE — Establishing the grade of Rockford avenue from Woodbourne avenue to McNeilly road.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the grade of the westerly curb line of Rockford avenue from Woodbourne avenue to McNeilly road be and the same is hereby established as follows. to-wit:

BEGINNING at the westerly 13 foot curb line of Woodbourne avenue at an elevation of 1085.50 feet; thence falling at the rate of 6% for a distance of 30 feet to a point of curve to an elevation of 1083.70 feet; thence by a convex parabolic curve for a distance of 80 feet to a point of tangent to an elevation of 1076.50 feet; thence falling at the rate of 12% for a distance of 600.77 feet to a point of curve to an elevation of 1004.41 feet; thence by a concave parabolic curve for a distance of 80 feet to the northerly 8 foot line of McNeilly road to an elevation of 998.67 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1947.

Approved February 24, 1947.

Ordinance Book 54, Page 579.

No. 68

AN ORDINANCE—Fixing the width and position of the roadway and sidewalks of Woodbourne avenue from Cedric avenue to the angle southeast of Cedric avenue; prescribing portions to be used for slopes, landscaping, retaining walls, and steps; and establishing the grade thereof from Cedric avenue to Berkshire avenue at the intersection of Chelton avenue.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the width and position of the roadway and sidewalks of Woodbourne avenue from Cedric avenue to the angle southeast of Cedric avenue and the grade thereof from Cedric avenue to Berkshire avenue at the intersection of Chelton avenue be and the same are hereby fixed and established as follows, to-wit:

The roadway from Cedric avenue to the first angle southeast of Cedric avenue shall have a uniform width of 24 feet: the center line of which shall coincide with the center line of the street.

The sidewalks shall each have a uniform width of 8 feet lying along and contiguous to the above described roadway.

The remaining portions of the street lying without the lines of the roadway and sidewalks, as above described, shall be used for slopes, landscaping, retaining walls, and steps.

Section 2. The grade of the easterly and northerly curb line shall begin at the intersection of the northerly 14.30 foot line of Cedric avenue and the easterly 13 foot line of Woodbourne avenue at an elevation of 1173.35 feet as at present improved; thence shall fall by a convex parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 1162.71 feet; thence shall fall at the rate of 14.27% for a distance of 120 feet to a point of curve to an elevation of 1145.59 feet; thence by a convex parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 1129.45 feet; thence shall fall at the rate of 18.0%

for a distance of 180.87 feet to a point of curve to an elevation of 1096.89 feet; thence by a concave parabolic curve for a distance of 160 feet to a point of tangent to an elevation of 1083.29 feet; thence shall rise at the rate of 1.0% for a distance of 99.0 feet to a point of curve to an elevation of 1084.28 feet; thence by a convex parabolic curve for a distance of 60 feet to a point of tangent to an elevation of 1084.04 feet; thence shall fall at the rate of 1.8% for a distance of 85.68 feet to the westerly 8 foot curb line of Berkshire avenue at the intersection of Chelton avenue to an elevation of 1082.50 feet as established by Ordinance No. 515, approved December 15, 1942.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1947.

Approved February 24, 1947.

Ordinance Book 54, Page 579.

No. 69

AN ORDINANCE—Accepting Deed of Dedication for Coleridge street as laid out in the Stantonside Plan of Lots from Vincent Mannella and Rosemary Mannella, his wife, and releasing, exonerating, and exempting Vincent Mannella and Rosemary Mannella, his wife, and the land abutting on said Coleridge street in said plan, from and of the cost of paving, grading, curbing, and sewerage Coleridge street.

WHEREAS, Vincent Mannella has laid out and adopted a plan of lots known as Stantonside Plan of Lots, which plan has been approved by the Allegheny County Planning Commission and by the City Planning Commission; and

WHEREAS, Vincent Mannella and Rosemary Mannella, his wife, have offered to dedicate that portion of the plan shown as Coleridge street to the City of Pittsburgh; NOW, THEREFORE,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City of Pittsburgh accept a Deed of Dedication from Vincent Mannella and Rosemary Mannella, his wife, for that portion of the Stantonside Plan of Lots, marked "Coleridge Street."

Section 2. That the City of Pittsburgh, upon receipt of deed of dedication and on consideration thereof, does hereby release, exonerate, and exempt and discharge Vincent Mannella and Rosemary Mannella, his wife, their heirs and assigns, and the land abutting upon said Coleridge street, in said plan, from any and all claims and liability for the grading, paving, curbing and sewerage of said Coleridge street.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1947.

Approved February 24, 1947.

Ordinance Book 54, Page 580.

No. 70

AN ORDINANCE—Amending Ordinance

No. 434, entitled, "An Ordinance regulating the construction, alteration, additions to, arrangement, equipment, and the use and occupancy of all buildings or portions of buildings such as are designed or used for the purposes of hotels, apartments, tenements, lodgings, dormitories, and club, association and fraternity houses when containing lodgings or apartments, which shall hereafter be known as buildings of Classification No. IX and its subdivisions; regulating the installation therein of heating systems; requiring the installation therein of fire extinguishing equipment; providing for the issuance of construction and occupancy permits therefor; and providing penalties for violation of the provisions

hereof," approved December 7, 1922, as amended by Ordinance No. 602, approved December 22, 1938, and Ordinance No. 359, approved October 23, 1945.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Ordinance No. 434, entitled, "An Ordinance regulating the construction, alteration, additions to, arrangement, equipment, and the use and occupancy of all buildings or portions of buildings such as are designed or used for the purposes of hotels, apartments, tenements, lodgings, dormitories, and club, association and fraternity houses" when containing lodgings or apartments, which shall hereafter be known as buildings of Classification No. IX and its subdivisions; regulating the installation therein of heating systems; requiring the installation therein of fire extinguishing equipment; providing for the issuance of construction and occupancy permits therefor; and providing penalties for violation of the provisions hereof," approved December 7, 1922, as amended by Ordinance No. 602, approved December 22, 1938, and Ordinance No. 359, approved October 23, 1945, be amended by striking out paragraphs I and II of Sub-section (2) of Section 8 and substituting the following:

I. The building complies with the requirements for two hour fire resistive construction as defined in Ordinance No. 153, Series of 1920, entitled Fire Resistive Standards, except that top floor ceiling joists, roof rafters and sheathing may be of wood with the ceiling protected by not less than $\frac{3}{4}$ inch plaster on metal lath, rock lath or equal, partition walls in a kitchen may be of wood studs covered with $\frac{3}{4}$ inch plaster on metal lath on the kitchen side and all other interior partition walls within each apartment may be of wood studs covered with not less than $\frac{3}{4}$ inch plaster on metal lath, rock lath or equal, provided, in the case of any building covering a ground area of 2,000 square feet or more which does not comply with all the requirements for two hour fire resistive construction, all division walls between apartments and between apartments and stairways are carried to the

underside of and finished tight against the roof sheathing.

II. The area served by a single stairway does not exceed 3,000 square feet on each floor in a building which complies with all the requirements for two hour fire resistive construction or 2,500 square feet on each floor in a building in which the roof, top floor ceilings or any partition walls are of less than two hour fire resistive construction.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 17, 1947.

Approved February 24, 1947.

Ordinance Book 54, Page 581.

No. 71

AN ORDINANCE—Authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of the City of Pittsburgh, County of Allegheny and School District of the City of Pittsburgh, situate in the 28th Ward of the City of Pittsburgh, for public purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in the said corporation for the acquisition by it of the real estate hereinafter mentioned and described, to be used for public purposes, **THEREFORE:**

The Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to proceed in the name and on behalf of said City, and for the use of the same to have taken, appropriated, and condemned for public purposes in the manner prescribed by law, all that certain

hereinafter described real estate and property situate in the 28th Ward of the City of Pittsburgh, belonging to the City of Pittsburgh, County of Allegheny and the School District of the City of Pittsburgh, being bounded and described as follows, to-wit:

BEGINNING on the westerly line of Idlewood road, at a point distant South 15° 42' West 1358' along the Westerly line of Idlewood road, from the intersection thereof with the center line of that portion of Idlewood road, crossing under the Pennsylvania Railroad tracks and connecting with Chartiers avenue; thence extending from said place of beginning North 58° 29' West 1020', more or less, to the Southerly right-of-way line of the Pennsylvania Railroad Company; thence Eastwardly along the Southerly line of the right-of-way of the Pennsylvania Railroad Company, by the various courses and distances thereof, for a total distance of 1410', more or less, to an intersection with the Westerly line of Idlewood road; thence along the Westerly line of Idlewood road South 15° 42' West 1298', more or less, to the place of beginning.

The City of Pittsburgh does hereby elect and resolve to take, use, appropriate and condemn said real estate and property for the purposes aforesaid, the damages therefor not having been agreed upon between the City and the owners.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1947.

Approved February 28, 1947.

Ordinance Book, 54, Page 582.

No. 72

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Edward F. Locher, Finance Officer, Allegheny County Committee, The American Legion, in the sum of \$3,000.00, for proper and authorized distribution among Posts of The American Legion in 1946.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Edward F. Locher, Finance Officer, Allegheny County Committee, The American Legion, in the sum of \$3,000.00, for proper and authorized distribution among Posts of the American Legion, chargeable to and payable from Code Account No. 97-16, Celebrations.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1947.

Approved March 3, 1947.

Ordinance Book 54, Page 583.

No. 73

AN ORDINANCE—Transferring the sum of \$1,000.00 from Code Account No. 1443 to Code Account No. 1445-C, Bureau of Police, D. P. S.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,000.00 from Code Account No. 1443, Salaries, Regular Employees, to Code Account No. 1445-C, School Guard Account, Bureau of Police, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1947.

Approved March 3, 1947.

Ordinance Book 54, Page 583.

No. 74

AN ORDINANCE—Amending Ordinance No. 469, approved December 3, 1946, entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of two Automobile Trucks and one Automobile for the Bureau of Electricity, Department of Public Safety, and for the payment thereof."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Ordinance No. 469, approved December 3, 1946, entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of two Automobile Trucks and one Automobile for the Bureau of Electricity, Department of Public Safety, and for the payment thereof," shall be amended by striking out the amount of \$2,800.00 and inserting in lieu thereof the sum of \$3300.00.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1947.

Approved March 3, 1947.

Ordinance Book 54, Page 583.

No. 75

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Shadycrest road, from a point at or near the southerly terminus to the existing sewer on Shadycrest drive, with a branch sewer on Shadycrest Court, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

No. 76

A N ORDINANCE—Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E30, by changing from a "B" Residence, Thirty-five Foot and First Area District to an "A" Residence, Forty-five Foot and Second Area District, all that certain property fronting on the southerly side of Walnut street, extending westwardly 190 feet from the westerly side of College street.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z—N10—E30, so as to change from a "B" Residence (U-5), Thirty-five Foot (H-1), and First Area (A-1) District to an "A" Residence (U-4), Forty-five Foot (H-2) and Second Area (A-2) District, all that certain property fronting on the southerly side of Walnut street, extending westwardly 190 feet from the westerly side of College street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of th's Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1947.

Approved March 3, 1947.

Ordinance Book 54, Page 585.

No. 77

A N ORDINANCE—Vacating Springfield street from New York street to Syracuse street in the 20th Ward of the City of Pittsburgh.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Springfield street from New York street to Syracuse street, in the 20th Ward of the City of Pittsburgh, as laid out in the West End Place Plan by Samuel W. Black of record in the Recorder's Office of

Section 1. That a Public Sewer be constructed on Shadycrest road, from a point at or near the southerly terminus to the existing sewer on Shadycrest drive, with a branch sewer on Shadycrest court.

Commencing on Shadycrest road, at or near the southerly terminus; thence northwardly and westwardly along Shadycrest road to the existing sewer on Shadycrest drive, with a branch sewer on Shadycrest court.

Commencing on Shadycrest court, at or near the southerly terminus; thence northwardly along Shadycrest court to the sewer on Shadycrest road.

Said sewer on Shadycrest road to have 6" lateral sewers extending from the main sewer to the east and north property lines. Said branch sewer on Shadycrest Court to have 6" lateral sewers extending from the main sewer to the property lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section I of this ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of \$11,000.00 which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1947.

Approved March 3, 1947.

Ordinance Book 54, Page 584.

Allegheny County, in Plan Book, Volume 8, page 312, be and the same is hereby vacated.

The westerly terminus at New York street is the prolongation westwardly of the northerly line of New York street. The easterly terminus at Syracuse street is the prolongation northwardly of the westerly line of Syracuse street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed February 24, 1947.

Approved March 3, 1947.

Ordinance Book 54, Page 585.

No. 78

AN ORDINANCE—Authorizing the issuance of warrants in favor of the E. W. Coal Company in the sum of \$20,661.66 et al., for coal for the Departments of Public Works, Public Health and Department of Lands and Buildings, without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and is hereby authorized and directed to issue and the City Controller to countersign warrants as follows:

E. W. Coal Company in the sum of \$20,661.66 for coal furnished the various departments, chargeable to and payable as follows:

From Code Account No. 1768,
Bureau of Water, Department of Public Works, the sum of ----- \$14,826.49

From Code Account No. 1362-1,
Dept. Lands and Buildings, the sum of ----- 1,429.49

From Code Account No. 1688-1,
Bureau of City Refuse, Dept. Public Works, the sum of... 30.78

From Code Account No. 1615,
Bureau of Highways and Sewers, Dept. of Public Works, the sum of ----- 39.38

From Code Account No. 1802,
Bureau of Parks and Recreation, Dept. of Public Works, the sum of ----- 116.11

From Code Account No. 1232-2,
Tuberculosis Hospital, Dept. of Public Health, the sum of 2,087.21

From Code Account No. 1239-2,
Municipal Hospital, Dept. of Public Health, the sum of -- 1,412.20

Clyde E. Speer Coal Co. in the sum of \$4,812.64 for coal furnished the Bureau of Water, Department of Public Works, chargeable to and payable from Code Account No. 1768, Bureau of Water, Department of Public Works.

S. & P. Coal Company in the sum of \$3,650.37 for coal furnished the Department of Lands and Buildings, chargeable to and payable from Code Account No. 1362-1, Dept. of Lands and Buildings.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 3, 1947.

Approved March 11, 1947.

Ordinance Book 54, Page 586.

No. 79

AN ORDINANCE—Authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who performed extra traffic duty during the Christmas Season in 1946 without previous authority of law, for a sum not to exceed \$1,000.00.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and is hereby authorized and directed to issue, and the City Controller to coun-

tersign, a warrant or warrants for a sum not to exceed \$1,000.00 payable to certain employees of the Bureau of Police, Department of Public Safety, who performed extra traffic duty during the Christmas Season without previous authority of law, upon certification by the Director of the Department of Public Safety and approval by the Mayor that said employees did work overtime during the Christmas Season in 1946.

Section 2. Said employees to be paid at the regular rates established for 1946 for their respective positions.

Section 3. Said amount to be chargeable to and payable from Code Account No. 1443-1, Emergency Overtime Wages.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 3, 1947.

Approved March 11, 1947.

Ordinance Book 54, Page 586.

No. 80

AN ORDINANCE—Authorizing and directing the City Controller to transfer the sum of \$350,000.00 from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, to Bond Fund No. 174, General Public Improvement Bonds 1947, Series A.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be authorized and directed to transfer the sum of \$350,000.00 from Code Account 1443, Salaries, Regular Employees, Bureau of Police to Bond Fund No. 174, General Public Improvement Bonds 1947, Series A, for the construction of steps of concrete, stone or other permanent materials, said steps to have an estimated useful life of twenty (20) years. It is the intent that the amount herein transferred will be restored to Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, on or before December 5, 1947, out of the proceeds

of a Bond Issue contemplated for this purpose.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects th's Ordinance.

Passed March 3, 1947.

Approved March 11, 1947.

Ordinance Book 54, Page 587.

No. 81

AN ORDINANCE — Transferring the sum of \$52,525.00 from Code Account No. 1443-A-1 to Bond Fund

No. 175, Motorized Equipment Bonds.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$52,525.00 from Code Account No. 1443-A-1, Salaries, Regular Employees, to Bond Fund No. 175, Motorized Equipment Bonds, provided, however, that the amount herein transferred will be restored to Code Account No. 1443-A-1 on or before December 5, 1947.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects th's Ordinance.

Passed March 3, 1947.

Approved March 11, 1947.

Ordinance Book 54, Page 587.

No. 82

AN ORDINANCE—Repealing Ordinance No. 42, approved February 7, 1947, entitled, "An Ordinance authorizing and directing the grading and paving of Triangle Way from Sunrise Avenue to Square Way, and other work incidental thereto, including, as may be neces-

sary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. Ordinance No. 42, approved February 7, 1947, entitled, "An Ordinance authorizing and directing the grading and paving of Triangle way from Sunrise avenue to Square way, and other work incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby," shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 3, 1947.

Approved March 11, 1947.

Ordinance Book 54, Page 588.

No. 83

AN ORDINANCE — Authorizing the purchase of water lines on Beechwood court, Fourteenth ward, from the United Construction Company, and providing for payment therefor.

WHEREAS, the United Construction Company has constructed water lines in Beechwood court, Fourteenth ward, consisting of approximately 765.51 lineal feet of water main, with valves, hydrants, gate boxes, castings, etc., which water lines supply eighteen homes recently erected; and,

WHEREAS, these water lines comply with City specifications and will con-

stitute a proper addition to the water distribution system of the City of Pittsburgh; now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works be authorized to purchase the existing water lines on Beechwood court, Fourteenth ward, consisting of approximately 765.51 lineal feet of water main, with valves, hydrants, gate boxes, castings, etc., from the United Construction Company, for the sum of \$3,693.68.

Section 2. That upon receipt of bill of sale conveying such water lines, in form approved by the City Solicitor, the Mayor be authorized to issue and the City Controller to countersign a warrant in favor of United Construction Company, in the amount of \$3,693.68, in payment thereof, and charge same to Bond Fund No. 170.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 3, 1947.

Approved March 11, 1947.

Ordinance Book 54, Page 588.

No. 84

AN ORDINANCE—Authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency in 1946, without previous authority of law, for a sum not to exceed \$6,696.64.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant or warrants in favor of the following employees of the Bureau of Police, Department of Public

Safety, for a sum not to exceed \$6,696.64, who worked overtime during the Power Emergency in 1946, without previous authority of law, upon certification by the

Director of the Department of Public Safety and approval by the Mayor that said employees did work overtime during the Power Emergency in 1946:

NO. OF DAYS

WORKED	DETECTIVE BUREAU	AMOUNT
4	Sergeant Bernard Dougherty	\$ 32.32
4	Sergeant Thomas McGuire	32.32
17½	Chief Identification Officer James O'Connor	145.78
18½	Identification Officer John P. Rooney	144.24
17½	Patrolman Patrick O'Toole	136.45
13	Assistant Identification Officer Hector Mariani	67.49
10	Assistant Identification Officer Leo Brown	51.92
2	Clerk James Wagner	10.64
8	Chauffer-Mechanic Louis Buccì	45.89
11	Chauffer-Mechanic Salvatore Cerchiaro	63.10

NO. 1 STATION

18	Sergeant Frank Goebler	149.95
18	Sergeant James Lynn	149.95
18	Sergeant Albert Monzo	149.95
18	Turnkey Raymond Adams	140.35
18	Turnkey James Fay	140.35
18	Turnkey Harry Cox	140.35
18	Turnkey George Miller	140.35
18	Turnkey Anthony Domgalla	140.35

NO. 2 STATION

18	Sergeant Nicholas Colianni	149.95
18	Sergeant James H. Gregg	149.95
18	Sergeant Martin F. Wallace	149.95
18	Acting Turnkey Edward Tunney	140.35

NO. 3 STATION

17½	Sergeant David Cole	145.78
14½	Sergeant Sherman Hickenbottom	120.79
18	Sergeant William Walsh	149.95
18	Turnkey John Hooper	140.35

NO. OF DAYS

WORKED	DETECTIVE BUREAU	AMOUNT
18	Turnkey Jerome Hock	140.35
16½	Turnkey J. Culhane	128.65

NO. 4 STATION

18	Sergeant James H. Queenan	149.95
18	Sergeant James H. Newman	149.95
18	Sergeant Daniel Bradley	149.95
17	Sergeant Thomas Lawrence	141.62

NO. 6 STATION

18	Sergeant Charles Nixon	149.95
18	Sergeant Leo Connell	149.95
18	Turnkey Larry Sullivan	140.35
11	Turnkey Thomas Cummings	85.77

NO. 7 STATION

18½	Sergeant Fred Egler	154.11
18	Sergeant Anthony Pietrzak	149.95
18	Sergeant Adam Ferragonia	149.95

NO. 9 STATION

18	Sergeant Louis F. Dornetto	149.95
17½	Sergeant Ernest Clager	145.78
17½	Patrolman Paul Lengwin	136.45
18	Patrolman eGorge Henry	140.35

NO. 11 STATION

18	Sergeant Carl Hillenbrand	149.95
18	Sergeant John Botsford	149.95

NO. 12 STATION

18	Sergeant Joseph Khonke	149.95
18	Sergeant James Mullen	149.95
14	Sergeant George Yochem	116.62
18	Turnkey Salvatore Oliver	140.35
16½	Turnkey Peter McCullough	128.65
18	Turnkey Paul Javonavic	140.35

NO. OF DAYS

WORKED

DETECTIVE BUREAU

AMOUNT

TRAFFIC

4	Sergeant Ralph Bigley -----	33.32
4	Sergeant Frank Meyers -----	33.32
4	Acting Sergeant George Crummer -----	31.19
4	Acting Sergeant Louis Ebner -----	31.19

\$6,696.64

Section 2. Said employees to be paid at the regular rates established for 1946 for their respective positions.

Section 3. Said amount to be chargeable to and payable from Code Account No. 1443-1, Emergency Overtime Wages.

Section 4. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1947.

Approved March 13, 1947.

Ordinance Book 54, Page 589.

No. 85

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,014.91, in payment for street lighting service furnished, during the month of February 1947, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Duquesne Light Company, in the sum of \$60,014.91 in payment for street lighting service furnished, during the month of February 1947, for the benefit of the City without previous authority of law, and charge same to Code Account 1597-2, Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1947.

Approved March 13, 1947.

Ordinance Book 54, Page 590.

No. 86

AN ORDINANCE—Authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency in 1946, without previous authority of law, for a sum not to exceed \$662.20.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant or warrants in favor of the following employees of the Bureau of Police, Department of Public Safety, for a sum not to exceed \$662.20, who worked overtime during the Power Emergency in 1946, without previous authority of law upon certification by the Director of the Department of Public Safety and approval by the Mayor that said employees did work overtime during the Power Emergency in 1946:

NAME	TITLE	STATION	AMOUNT
John J. Reilly -----	Turnkey -----	No. 1 -----	\$140.35
Walter D. Shelton -----	Turnkey -----	No. 2 -----	85.77
Edwin H. Ebling -----	Sergeant -----	No. 6 -----	145.95
John P. Houlihan -----	Turnkey -----	No. 6 -----	140.35
Chester F. Warren -----	Sergeant -----	No. 9 -----	145.78
			\$662.20

Section 2. Said employees to be paid at the regular rates established for 1946 for their respective positions.

Section 3. Said amount to be chargeable to and payable from Code Account No. 1443-1, Emergency Overtime Wages.

Section 4. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 17, 1947.

Approved March 20, 1947.

Ordinance Book 54, Page 591.

No. 87

AN ORDINANCE—Authorizing the issuance of a warrant in favor of John F. Casey Company for \$375.00 for extra work done in the department of Public Works, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John F. Casey Company for \$375.00 in payment for extra work done under Controller's Contract No. 9782 for furnishing and erecting stack, turbine drive, water walls, foundations, and appurtenances at Ross Pumping Station, in the Department of Public Works, for the benefit of the City without previous authority of law, and charge same to Bond Fund 164-5.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 10, 1947.

Approved March 20, 1947.

Ordinance Book 54, Page 592.

No. 88

AN ORDINANCE—Amending a portion of Section 5 of Ordinance No. 500, entitled "An Ordinance—Making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1947," approved December 28, 1946.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a portion of Section 5 of Ordinance No. 500, entitled "An Ordinance — Making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1947," approved December 28, 1946, which reads:

"1541, Bridge Repair Schedule, \$50,000.00,"

shall be amended to read:

"1541, Contract Schedule, Division of Bridges and Structures, \$50,000.00."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1947.

Approved March 20, 1947.

Ordinance Book 54, Page 592.

No. 89

AN ORDINANCE—Authorizing Agreements between the City of Pittsburgh and the Trustees for Pittsburgh Railways Company and West Liberty Improvement Company for the purpose of securing to the City the use of a private right-of-way in the Thirty-second ward.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to enter into and execute Agreements with the Trustees for the Pittsburgh Railways Company and West Liberty Improvement Company, in form to be approved by the City Solicitor, so as to enable the City to use a portion of the private right-of-way of the West Liberty and Suburban Street Railway Company, in the Thirty-second ward, for the purpose of constructing a concrete sidewalk from Jacobs street extended through the Pittsburgh and West Virginia Railroad underpass to the Pittsburgh and Castle Shannon Railroad Company right-of-way, without cost to the City.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance

Passed March 10, 1947.

Approved March 20, 1947.

Ordinance Book 54, Page 593.

No. 90

AN ORDINANCE—Authorizing the taking, using, appropriating, and condemning by the City of Pittsburgh of

certain property of Rosa Onderko and Mary Ball in the 27th Ward of the City of Pittsburgh for public purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

The Council of the City of Pittsburgh hereby enacts as follows:

SECTION 1. That the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in the said corporation for the acquisition by it of the real estate hereinafter mentioned and described to be used for public purposes.

THEREFORE, the Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to proceed in the name and on behalf of said City and for the use of the same to have taken, appropriated, and condemned for public purposes in a manner prescribed by law—

ALL THAT CERTAIN hereinafter described real estate and property situate in the 27th Ward of the City of Pittsburgh belonging to Rosa Onderko and Mary Ball being bounded and described as follows, to-wit:

BEGINNING on the southerly line of Courtright Street at the line dividing lots Nos. 3 and 4 in the W. J. Langfitt Plan of record in the Recorder's Office of Allegheny County in Plan Book, Volume 8, Page 324; thence eastwardly along the southerly line of Courtright street, three feet to a point; thence southwardly parallel to and three feet eastwardly from said dividing line, 128 feet to the northerly line of Wing way; thence westwardly along the northerly line of Wing way, five feet to a point; thence northwardly parallel to and two feet westwardly from said dividing line, 128 feet to the southerly line of Courtright street; thence eastwardly along the southerly line of Courtright street, two feet to the place of beginning.

The City of Pittsburgh does hereby elect and resolve to take, use, appropriate, and condemn said real estate and property for the purposes aforesaid, the damages therefor not having been agreed upon between the said City and

the said owners.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1947.

Approved March 20, 1947.

Ordinance Book 54, Page 593.

No. 91

AN ORDINANCE—Granting unto the Standard Coil and Manufacturing Company of Pittsburgh, its successors or assigns, the right and privilege to construct, maintain, use and operate a vault in the northerly sidewalk area of East Carson street, in the 17th Ward, Pittsburgh, Pa.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Standard Coil and Manufacturing Company of Pittsburgh, its successors or assigns, is hereby given the right, privilege and authority to construct, maintain, use and operate, at its own cost and expense, a vault adjoining its property, located at 201 and 203 East Carson street, 17th Ward, Pittsburgh, Pa.

The vault to be constructed by virtue of this Ordinance is to occupy a portion of the northerly sidewalk area, bounded and described as follows:

VAULT

Beginning on the northerly line of East Carson street, distant eastwardly $1\frac{3}{4}$ " from the easterly line of South 2nd street; thence in an easterly direction along the northerly line of East Carson street, a distance of 24' 10" to a point; thence deflecting to the right $90^{\circ} 0' 0''$ and in a southerly direction for a distance of 6' 10" to a point; thence deflecting to the right $89^{\circ} 54' 0''$ and in a westerly direction for a distance of 4' $6\frac{1}{2}$ " to a point; thence deflecting to the left $89^{\circ} 54' 0''$ and in a southerly direction for a distance of 2' $2\frac{1}{2}$ " to a point; thence deflecting to

the right $89^{\circ} 54' 0''$ and in a westerly direction for a distance of 14' 11" to a point; thence deflecting to the right $90^{\circ} 06' 0''$ and in a northerly direction for a distance of 5' $4\frac{1}{2}$ " to a point; thence deflecting to the left $90^{\circ} 08' 0''$ and in a westerly direction for a distance of 5' $5\frac{1}{2}$ " to a point; thence deflecting $90^{\circ} 06' 0''$ to the right and in a northerly direction for a distance of 3' 6" to a point, the place of beginning.

The said vault shall be constructed according to the provisions of this Ordinance and in accordance with plan identified as "Plan of Sidewalk Vault for the Standard Coil and Manufacturing Company, 17th Ward, Pittsburgh, Pennsylvania," and filed in the office of the Division of Public Utilities, Bureau of Engineering, Department of Public Works, City of Pittsburgh, and known as Accession No. "B"—589.

Section 2. The said Standard Coil and Manufacturing Company of Pittsburgh, its successors or assigns, prior to the beginning of the construction of the said vault, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing the location and all details for the construction of said vault, said plans and the construction of said vault shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The right and privilege herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may be hereafter passed relating to the construction, maintenance, use and operation of a vault on City streets and compensation for same.

Section 4. The said Standard Coil and Manufacturing Company of Pittsburgh, its successors or assigns, shall bear the full cost and expense of repair of any street pavement damaged by the construction, maintenance, use and operation of the vault, and of any surface and sub-surface structures which may be in any way damaged

disturbed by reason of the construction, maintenance, use and operation of said vault. All work, including the repaving and repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision,

Section 5. The right and privilege granted by this Ordinance is granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said vault giving to the Standard Coil and Manufacturing Company of Pittsburgh, its successors or assigns, at least six months' written notice from the proper officers of the City pursuant to a resolution or ordinance of Council and that said Standard Coil and Manufacturing Company of Pittsburgh, its successors or assigns, when so notified shall at or before the expiration of the said six months, remove the vault and restore the street to proper condition, at its own cost and expense, to the satisfaction of the Director of the Department of Public Works.

Section 6. The said Standard Coil and Manufacturing Company of Pittsburgh, its successors or assigns, shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and sub-surface structures therein, caused by or arising out of the construction, maintenance, use and operation of said vault, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing right and privilege is granted subject to the condition that this ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor, the said Standard Coil and Manufacturing Company of Pittsburgh, its successors or assigns, shall file with the proper officers of the City, its certificate of acceptance, accepting the provisions of this Ordinance, said certificate of acceptance to be executed by the said Standard Coil and Manufacturing Company, its suc-

cessors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1947.

Approved March 20, 1947.

Ordinance Book 54, Page 594.

No. 92

AN ORDINANCE—Refixing the width and position of the sidewalks and roadway of Sixth avenue from Bigelow boulevard to Fifth avenue.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the sidewalks and roadway of Sixth avenue from Bigelow boulevard to Fifth avenue shall be and the same are hereby refixed as follows, to-wit:

The sidewalks shall each have a uniform width of ten (10) feet, lying along and contiguous to their respective street lines.

The roadway shall have a uniform width of 40 feet lying between the above described sidewalks with the center line thereof coinciding with the center line of the street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1947.

Approved March 20, 1947.

Ordinance Book 54, Page 596.

No. 93

AN ORDINANCE—Refixing the width and position of the sidewalks and roadway of Kirkpatrick street from Centre avenue to Rose street.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the sidewalks and roadway of Kirkpatrick street from Centre avenue to Rose street shall be and the same are hereby refixed as follows, to-wit:

The easterly sidewalk shall have a uniform width of 8 feet, lying along and contiguous to the easterly street line.

The westerly sidewalk shall have a uniform width of 6 feet, lying along and contiguous to the westerly street line.

The roadway shall have a uniform width of 36 feet, lying between the above described sidewalks.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of th's Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1947.

Approved March 20, 1947.

Ordinance Book 54, Page 596.

No. 94

AN ORDINANCE — Providing for the letting of a contract or contracts for the furnishing and delivery of 1 station wagon and 1 truck for the Bureau of Parks and Recreation, Department of Public Works, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of the following:

1 Station Wagon at a cost not to exceed the sum of \$1800.00, including the trade-in of one Standard Model Ford V-8, 1940 Coupe, and

1 Truck at a cost not to exceed the sum of \$2200.00, including the trade-in of one Ford V-8 Dump Truck, 1936 Model,

for the Bureau of Parks and recreation, Department of Public Works, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. F.P.T.F., Bureau of Parks and Recreation, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of th's Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 10, 1947.

Approved March 20, 1947.

Ordinance Book 54, Page 596.

No. 95

AN ORDINANCE—Authorizing the issuance of a warrant in favor of the White Motor Company in the sum of \$1,008.33 for automotive parts furnished the Incinerator Plant and the Public Works Garage, Department of Public Works, without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the White Motor Company in the sum of \$1,008.33 for automotive parts furnished the Incinerator Plant and the Public Works Garage, Department of Public Works without previous authority of law, and charging the same as follows: From Code Account No. 1696-2, Municipal Incinerator, in the sum of \$980.88, and from Code Account No. 1515-1, Public Works Garage, the sum of \$27.45

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of th's Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 17, 1947.

Approved March 21, 1947.

Ordinance Book 54, Page 597.

No. 96

AN ORDINANCE—Authorizing the issuance of warrants in favor of General Interiors Corp., in the sum of \$4.80, Ross Electric Co., in the sum of \$37.62, Jamestown Steel Partitions, Inc., in the sum of \$723.50 and Williams Piping Company, Inc., in the sum of \$1575.00 for materials and equipment furnished the Department of Lands and Buildings for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign warrants in favor of the following in payment for materials and equipment furnished the Department of Lands and Buildings for the benefit of the City without previous authority of law.

Name	Amount	Code Account
General Interiors Corp.	\$ 4.80	No. 1363
Ross Electric Company	37.62	No. 1363
Jamestown Steel Partitions, Inc.	723.50	No. 1363
Williams Piping Company, Inc.	1575.00	Frick Park Trust Fund

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of th's Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 17, 1947.

Approved March 28, 1947.

Ordinance Book 54, Page 598.

No. 97

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Fred M. Link for \$1,447.10 for equipment furnished to the Bureau of Police, D.P.S., without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Fred M. Link for Radio Equipment furnished without previous authority of law, in the sum of \$1,447.10, chargeable to and payable from Code Account No. 1452-1, Radio Repair, Bureau of Police, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of th's Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 17, 1947.

Approved March 28, 1947.

Ordinance Book 54, Page 598.

No. 98

AN ORDINANCE—Providing for the letting of a contract, or contracts, for the cleaning of the windows of the City offices and corridor windows on the City side, occupied by the City of Pittsburgh in the City-County Building, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be, and they are hereby authorized and directed to advertise for proposals and to let a contract, or contracts, to the lowest responsible bidder, or bidders, for the cleaning of the windows of the City offices and corridor windows on the City side, occupied by the City of Pittsburgh in the City-

County Building, at a total cost not to exceed \$8,500.00 for a period of 9 months, in accordance with an Act of Assembly entitled, "An act for the government of the Cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, chargeable to and payable from Code Account No. 1361-1, Window Cleaning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 17, 1947.

Approved March 28, 1947.

Ordinance Book 54, Page 599.

No. 99

AN ORDINANCE—Providing for a contract or contracts for the construction of a relief sewer on Hobson street, between Merrick avenue and Creedmoor avenue, including all other work necessary in connection with the drainage served by this sewer, and appropriating funds for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction of a relief sewer on Hobson street, between Merrick avenue and Creedmoor avenue, including all other work necessary in connection with the drainage served by this sewer, and in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of \$6,500.00, which amount is hereby appropriated from Bond Fund No. 170, General Public Improvement Bonds, 1946, Series A.

Section 2. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 17, 1947.

Approved March 28, 1947.

Ordinance Book 54, Page 599.

No. 100

AN ORDINANCE—Providing for a contract or contracts for the construction of a storm sewer on Brownsville road, from a point about 120' northwest of Agnew avenue East to the existing storm sewer on Copperfield avenue, including all other work necessary in connection with the drainage served by this sewer, and appropriating funds for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction of a storm sewer on Brownsville road, from a point about 120' northwest of Agnew avenue East to the existing storm sewer on Copperfield avenue, including all other work necessary in connection with the drainage served by this sewer, and in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of \$5,000.00, which amount is hereby appropriated from and chargeable to Code Account 1540, Repair Schedule Sewers, 1947.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 17, 1947.

Approved March 28, 1947.

Ordinance Book 54, Page 600.

No. 101

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh, to enter into an Agreement with the South Pittsburgh Water Company for the extension of the water distribution lines of the said South Pittsburgh Water Company to and into the proposed Shadycrest Village, Addition No. 2, in the Twentieth Ward of the City of Pittsburgh for the purpose of supplying water to consumers and furnishing fire hydrant service to the City of Pittsburgh in the said Shadycrest Village, Addition No. 2.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works, for and in behalf of the City of Pittsburgh be and they are hereby authorized and directed to enter into an Agreement with the South Pittsburgh Water Company for the extension of the water distribution lines of the said South Pittsburgh Water Company to and into the proposed Shadycrest Village, Addition No. 2, in the Twentieth Ward of the City of Pittsburgh, for the purpose of supplying water to consumers and furnishing fire hydrant service to the City of Pittsburgh in the said Shadycrest Village, Addition No. 2.

Section 2. That the terms of the said agreement shall be similar to the terms of the agreement entered into between the City of Pittsburgh and the South Pittsburgh Water Company pursuant to Ordinance No. 242, approved October 14, 1944, except as to the area designated to be supplied.

Section 3. That the agreement to be entered into pursuant to this ordinance shall contain such further terms not inconsistent with the above as the City Solicitor shall require and shall be in form approved by the City Solicitor.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the

same affects this Ordinance.

Passed March 17, 1947.

Approved March 28, 1947.

Ordinance Book 54, Page 600.

No. 102

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to engage the services of an architect for consultation and the preparation of plans and specifications for the construction of a conservatory in West Park, North Side, and providing for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to engage the services of an architect for consultation and the preparation of plans and specifications, at a cost not to exceed the sum of \$10,000.00, for the construction of a conservatory in West Park, North Side, chargeable to and payable from Code Account No. 1808-2, North Side Conservatory, Bureau of Parks and Recreation, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 17, 1947.

Approved March 28, 1947.

Ordinance Book 54, Page 601.

No. 103

AN ORDINANCE—ESTABLISHING the grade of Shadycrest Court from Shadycrest road to the southerly terminus.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the grade of Shadycrest Court from Shadycrest road to the southerly terminus shall be and the same is hereby established as follows, to-wit:

BEGINNING at the southerly 10 foot line of Shadycrest road at an elevation of 1105.32 feet; thence by a convex parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 1105.57 feet; thence rising at the rate of 1.0% for a distance of 256.80 feet to the southerly terminus at the intersection of the center line of the street and the southerly line of the traffic circle to an elevation of 1108.14 feet..

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 17, 1947.

Approved March 28, 1947.

Ordinance Book 54, Page 601.

No. 104

AN ORDINANCE—RE-ESTABLISHING the grade of Mahon street from Junilla street to Francis street.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the grade of the southerly curb line of Mahon street from Junilla street to Francis street shall be and the same is hereby re-established as follows, to-wit:

BEGINNING on the easterly 9 foot curb line of Junilla street at an elevation of 1058.24 feet, (curb as set); thence rising by a concave parabolic curve for a distance of 60 feet to a point of tangent to an elevation of 1063.64 feet; thence rising at the rate of 17.0% for a distance of 167.62 feet to a point of curve to an elevation of 1092.14 feet; thence by a convex parabolic curve for a distance of 160 feet to a point of compound curve to an elevation of 1102.10 feet; thence by a convex parabolic curve for a distance of 50

feet to a point of reverse curve to an elevation of 1097.82 feet; thence by a concave parabolic curve for a distance of 30 feet to a point of reverse curve to an elevation of 1094.91 feet; thence by a convex parabolic curve for a distance of 50 feet to a point of tangent to an elevation of 1088.16 feet; thence falling at the rate of 20.0% for a distance of 173.90 feet to a point of curve to an elevation of 1053.38 feet; thence by a concave parabolic curve for a distance of 160 feet to a point of tangent to an elevation of 1034.18 feet; thence falling at the rate of 4.0% for a distance of 47.62 feet to the westerly 10 foot curb line of Francis street to an elevation of 1032.27 feet, (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 17, 1947.

Approved March 28, 1947.

Ordinance Book 54, Page 602.

No. 105

AN ORDINANCE—FIXING the width and position of the roadway and sidewalks of Shadycrest road from Shadycrest drive to the southerly terminus thereof, as dedicated; the dedication being accepted and the street being opened by Ordinance No. 511, approved December 30, 1946; prescribing portions of the street to be used for slopes, landscaping, retaining walls, and steps; and establishing the grade thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the roadway and sidewalks of Shadycrest road from Shadycrest drive to the southerly terminus thereof, as dedicated; the dedication being accepted and the street being opened by Ordinance No. 511, approved December 30, 1946, shall be and the same are hereby fixed as follows, to-wit:

The roadway shall have a general width of 24 feet, the center line of which shall coincide with the center line of the street.

The sidewalks shall each have a uniform width of 8 feet lying along and contiguous to the above described roadway.

The remaining portions of the street lying without the lines of the roadway and sidewalks, as above described, shall be used for slopes, landscaping, retaining walls, and steps.

Section 2. The grade of the center line of the roadway shall be and the same is hereby established as follows, to-wit:

BEGINNING at the easterly 10 foot line of Shadycrest drive at an elevation of 1103.17 feet; thence by a convex parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 1103.42 feet; thence rising at the rate of 1.0% for a distance of 315.0 feet to a point of curve to an elevation of 1106.57 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 1106.57 feet; thence falling at the rate of 1.0% for a distance of 106.33 feet to the southerly terminus to an elevation of 1105.51 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 17, 1947.

Approved March 28, 1947.

Ordinance Book 54, Page 602.

No. 106

AN ORDINANCE — ACCEPTING the dedication of certain property in the Sixth Ward of the City of Pittsburgh for public use for highway purposes for the opening of a street from Railroad street to a property line 432 feet northwardly therefrom, opening and naming the same "Twenty-nine and a

Half street," fixing the width and position of the sidewalk, roadway, and berm, and establishing the grade thereof.

Whereas, The City of Pittsburgh has entered into an agreement with J. K. Davison & Bro. and Crucible Steel Company of America relating to the vacation of a portion of Thirtieth street, extending from Railroad street in a northerly direction toward the Allegheny River to points south of the right-of-way of the Pittsburgh Junction Railroad Company and the dedication and conveyance of property by Crucible Steel Company of America for opening a new street along the westerly line of property of Crucible Steel Company of America from Railroad street to the property of J. K. Davison & Bro. and covering certain conditions arising from and pertinent to such vacation and dedication, such agreement having been entered into on October 9, 1946, pursuant to Ordinance No. 304, approved July 10, 1946, authorizing the same, and

Whereas, The Crucible Steel Company of America has dedicated to the City of Pittsburgh the property for opening the new street along the westerly line of their property from Railroad street to the property of J. K. Davison and Bro. as a part of the above cited agreement, by Deed dated August 2, 1946, and recorded in the Recorder's Office of Allegheny County on December 19, 1946, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the said Deed of Dedication shall be and the same is hereby accepted.

Section 2. The ground so as aforesaid conveyed to said City for highway purposes shall be and the same is hereby appropriated and opened as a public highway and named "Twenty-nine and a Half street," the same being bounded and described as follows, to-wit:

BEGINNING on the northerly line of Railroad street at the line dividing properties of the City and Crucible Steel Company of America, located 192

feet west of the west line of 30th street; thence along said dividing line North 42° 1' West, 432 feet to the line dividing the properties of Crucible and J. K. Davison & Bro.; thence along the last described property line North 47° 59' East, 40 feet to a point; thence South 42° 1' East, 403 feet to a point of curve; thence by the arc of a circle deflecting to the left with a radius of 29 feet, a central angle of 90° for an arc distance of 45.55 feet to a point of tangent on the northerly line of Railroad street; thence South 47° 59' West along the northerly line of Railroad street, 69 feet to the place of beginning.

Section 3. The westerly sidewalk shall have a general width of 7 feet, lying along and contiguous to the westerly street line.

The roadway shall have a general width of 30 feet lying east of and contiguous to the above described westerly sidewalk.

The easterly berm shall have a general width of 3 feet, lying between the above described roadway and the easterly street line.

Section 4. The grade of the center line of the roadway shall begin at the northerly line of Railroad street at an elevation of 734.64 feet (present paving); thence shall rise at the rate of 0.80% for a distance of 248.60 feet to a point of curve to an elevation of 736.63 feet; thence by a convex parabolic curve for a distance of 60 feet to a point of tangent to an elevation of 735.82 feet; thence shall fall at the rate of 3.50% for a distance of 123.40 feet to the northerly terminus at the southerly line of property of J. K. Davison & Bro. to an elevation of 731.50 feet.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 17, 1947.

Approved March 28, 1947.

Ordinance Book 54, Page 603.

No. 107

AN ORDINANCE—Granting unto The Pittsburgh Railways Company of Pittsburgh, its successors or assigns, the right and privilege to construct, maintain and use a concrete platform and steps and storm door in the southerly sidewalk of Frankstown avenue in front of The Homewood Administration Building, in the 12th Ward, Pittsburgh, Pa.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That The Pittsburgh Railways Company of Pittsburgh, its successors or assigns, are hereby given the right and authority, at their own cost and expense, to use such part of the southerly sidewalk of Frankstown avenue, as may be necessary, for the construction, maintenance and use of a concrete platform and steps and storm door, in front of The Homewood Administration Building, in the 12th Ward, Pittsburgh, Pa.

LOCATION PLATFORM AND STEPS

Beginning at a point on the southerly line of Frankstown avenue 29' 8¾" from the westerly line of Collier street; thence deflecting to the right 90° 0' 0" and in a northerly direction 3' 1½" to a point; thence deflecting to the left 90° 0' 0" and in a westerly direction 7' 0"; thence deflecting to the left 90° 0' 0" and in a southerly direction 3' 1½" to a point on the southerly line of Frankstown avenue; thence deflecting to the left 90° 0' 0" and in an easterly direction along the southerly line of Frankstown avenue 7' 0", the place of beginning.

STORM DOOR

Beginning at a point on the southerly line of Frankstown avenue, distant 76' 8½" westwardly from the westerly line of Collier street; thence deflecting to the right 90° 0' 0" in a northerly direction 4' 3½" to a point; thence deflecting to the left 90° 0' 0" in a westerly direction a distance of 9' 4" to a point; thence deflecting to the left 90° 0' 0" and in a southerly direction a distance of 4' 3½" to a point on the

southerly line of Frankstown avenue; thence deflecting to the left 90° 0' 0" in an easterly direction along the southerly line of Frankstown avenue, a distance of 9' 4", the place of beginning.

The said concrete platform and steps and storm door on Frankstown avenue shall be constructed to the provisions of this Ordinance and in accordance with the plan identified as "Platform and Steps and Storm Door on Frankstown avenue for The Pittsburgh Railways Company of Pittsburgh," known as Accession No. "B"-590, on file in the office of the Division of Public Utilities, Bureau of Engineering, Department of Public Works, Pittsburgh, Pa.

Section 2. The said Pittsburgh Railways Company, its successors or assigns, prior to the beginning of the construction of said concrete platform and steps and storm door on Frankstown avenue, shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans, in triplicate, showing the locations for the construction of said concrete platform and steps and storm door; said plan shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges granted shall be subject and subordinate to the rights of the City of Pittsburgh and its power over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which may hereafter be passed relating to the same.

Section 4. The said grantee shall bear the full cost and expense for the repaving and repair of the streets or sidewalks above affected by this improvement, or the repair of any structure which may be in any way damaged or disturbed by reasons of the construction, maintenance and use of said platform and steps and storm door; all of said work, including repairs of street or sidewalks, shall be done in a manner and at such times as said Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted

upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said platform and steps and storm door upon giving to the said Pittsburgh Railways Company, its successors or assigns, at least six (6) months' written notice from the proper officers of the City pursuant to a resolution or ordinance of Council, and the said Pittsburgh Railways Company, its successors or assigns, when so notified, shall at or before the expiration of the said six (6) months, remove the said platform and steps and storm door and restore the street to proper condition, at its own cost and expense, and to the satisfaction of the Director of the Department of Public Works.

Section 6. The said Pittsburgh Railways Company, its successors or assigns, shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and sub-surface structures therein, caused by or arising out of the construction, maintenance and use of said platform and steps and storm door, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the conditions that this Ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor, the said Pittsburgh Railways Company, its successors or assigns, shall file with the proper officers of the City, its certificate of acceptance to be executed by the said Pittsburgh Railways Company, its successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 17, 1947.

Approved March 28, 1947.

Ordinance Book 54, Page 604.

No. 108

AN ORDINANCE—Authorizing the issuance of warrants in favor of Dyke Motor Supply Co. for \$33.82, Gulf Oil Corporation for \$19.71, Joseph Woodwell Company for \$13.52, United Plate Glass Company for \$4.49 and Motive Parts Co. of Penna. for \$2.54 for supplies and materials furnished the Division of Garage and Repair Shop; and Animal Rescue League of Pittsburgh for \$4,852.00 for services rendered the Bureau of Police, Department of Public Safety without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following for purchases made and services rendered without previous authority of law:

Dyke Motor Supply Company in the sum of \$33.82 for 2 batteries, chargeable to and payable from Code Account No. 1414, Supplies, Division of Garage and Repair Shop, Department of Public Safety.

Gulf Oil Corporation in the sum of \$19.71 for 74 7/10 gallons of gasoline and 5 gallons of oil, chargeable to and payable from Code Account No. 1414, Supplies, Division of Garage & Repair Shop, Department of Public Safety.

Joseph Woodwell Company in the sum of \$13.52 for 1 Arm, 1 Ball, and 2 Nuts, chargeable to and payable from Code Account No. 1415, Materials, Division of Garage and Repair Shop, Department of Public Safety.

United Plate Glass Company in the sum of \$4.49 for 1 light of Safety Plate Glass, chargeable to and payable from Code Account No. 1415, Materials, Division of Garage and Repair Shop, Department of Public Safety.

Motive Parts Company of Penna., in the sum of \$2.54 for 2 fan studs, chargeable to and payable from Code Account No. 1415, Division of Garage and Repair Shop, Department of Pub-

lic Safety.

Animal Rescue League of Pittsburgh in the sum of \$4,852.00 for services rendered the City during the months of January and February, 1947, (at \$2,426.00 per month) for the collection from the City streets and the care of stray dogs and cats, chargeable to and payable from Code Account No. 1456, Miscellaneous Services, Dog Pound, Bureau of Police, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1947.

Approved April 3, 1947.

Ordinance Book 54, Page 606.

No. 109

AN ORDINANCE — Providing for the letting of a contract or contracts for the furnishing and delivery of additional equipment for Flexible Sewer Rod Machine for the Bureau of Highways and Sewers, Department of Public Works, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of additional equipment for Flexible Sewer Rod Machine for the Bureau of Highways and Sewers, Department of Public Works. at a cost not to exceed the total sum of \$6,000.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be charge-

able to and payable from Bond Fund 167-2, Bureau of Highways and Sewers, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1947.

Approved April 3, 1947.

Ordinance Book 54, Page 607.

No. 110

AN ORDINANCE — Providing for the letting of a contract or contracts for the furnishing and delivery of 1 Gasoline Engine Chain Saw for the Bureau of Parks & Recreation, Department of Public Works, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of 1 Gasoline Engine Chain Saw for the Bureau of Parks & Recreation, Department of Public Works, at a cost not to exceed the sum of \$625.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1808, Equipment, Bureau of Parks & Recreation, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24 1947.

Approved April 3, 1947.

Ordinance Book 54, Page 607.

No. 111

AN ORDINANCE—VACATING Acoma street from Chippewa street to Springfield street; Cavett street from Chippewa street to Springfield street; and Chippewa street from the southerly line of Cavett street to Butternut way; all in the 20th Ward of the City of Pittsburgh.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Acoma street (formerly Alice street), from Chippewa street to Springfield street; Cavett street (formerly Jame street), from Chippewa street to Springfield street; and Chippewa street (formerly Charles street), from the southerly line of Cavett street to Butternut way; all in the 20th Ward of the City of Pittsburgh, and all as laid out in the James McGinn's Plan of Lots on file in the Division of Surveys in Plan Book, Volume 6, Page 66, be and the same are hereby vacated.

Section 2. This Ordinance, however, shall not take effect or be of any force or validity unless B. Harvey Harvey, owner of property abutting on said streets, as vacated, shall, within thirty days after the passage of this Ordinance, pay into the Treasury of the City of Pittsburgh, the sum of \$1,000.00.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1947.

Approved April 3, 1947.

Ordinance Book 54, Page 608.

No. 112

AN ORDINANCE — VACATING Moale street from Davis avenue to the line dividing Lots Nos. 12 and 13 in the M. Faulk's Plan.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Moale street, as laid out in the M. Faulk's Plan of Lots of record in the Recorder's Office of Allegheny County, in Plan Book, Volume 7, Page 47, from Davis avenue to the line dividing Lots Nos. 12 and 13 in said Plan, shall be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 24, 1947.

Approved April 3, 1947.

Ordinance Book 54, Page 608.

No. 113

AN ORDINANCE—Authorizing the issuance of warrants in favor of the E. W. Coal Co., in the sum of \$666.50, et al., for coal, automobile parts, pencil carbon, oxygen, ice cream, films, dental materials, plates and negatives, blue printing and gasoline for the Department of the Mayor, Department of Law, Department of Public Works, Department of Public Safety, and Department of Health, without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants as follows:

E. W. Coal Co., in the sum of \$666.50 for coal furnished the Highland Park Zoo, payable from Code Acct. No. 1802, Supplies, Bureau of Parks and Recreation, D.P.W.,

Coyne & Evans, Inc., in the sum of \$186.57, for automobile parts furnished the Municipal Garage, payable from Code Acct. No. 1415, Materials, Municipal Garage and Repair Shop, D.P.S.

Buckeye Ribbon & Carbon Co. in, the sum of \$3.60 for pencil carbon furnished the Bu. Parks & Recreation, payable

from Code Acct. No. 1802, Supplies, Bureau of Parks and Recreation, D.P.W.

Medicinal Oxygen Co. in the sum of \$31.20 for oxygen furnished the Tuberculosis Hospital, payable from Code Acct. No. 1231-4, Supplies, Tuberculosis Hospital, D.P.H.

Valley Dairy Co., in the sum of \$43.20 for ice cream furnished the Tuberculosis Hospital, payable from Code Acct. No. 1231-1, Supplies, Tuberculosis Hospital, D.P.H.,

The White Motor Co., in the sum of \$82.25 for automobile parts furnished the Public Works Garage and the Bu. of City Refuse, payable as follows:

From Code Acct. No. 1515-1—Materials — Public Works Garage, D.P.W., the sum of \$.83

From Code Acct. No. 1696-2, Materials—Bu. City Refuse, D.P.W., the sum of \$81.42.

Picker X-Ray Corp., in the sum of \$107.70 for films furnished the Tuberculosis Hospital, payable from Code Acct. No. 1231-5, Supplies, Tuberculosis Hospital, D.P.H.,

Dyke Motor Sup. Co., in the sum of \$89.38 for automobile parts furnished the Municipal Garage, payable from Code Acct. No. 1415, Materials, Municipal Garage & Repair Shop, D.P.S.,

L. D. Caulk Co., in the sum of \$7.30 for dental material for the Bureau of Police, payable from Code Acct. No. 1450, Bureau of Police, Department of Public Safety,

Automotive Ignition Company, in the sum of \$16.71 for automobile parts for the Municipal Garage, payable from Code Acct. No. 1415, Materials, Municipal Garage, D.P.S.,

Donaldson Motor Company in the sum of \$27.45 for batteries furnished the Municipal Garage, payable from Code Acct. No. 1415, Materials, Municipal Garage, D.P.S.,

Steel City Motors, Inc., in the sum of \$136.00 for motor exchange and parts for the Municipal Garage and the Public Works Garage, payable as follows:

From Code Acct. No. 1415, the sum of \$68.00, Municipal Garage, D.P.S.,

From Code Acct. No. 1515-1, the sum of \$68.00, Public Works Garage, D. P.S.,

Multigraph Sales Agency in the sum of \$98.75 for plates and negatives for the several departments as follows:

From Code Acct. No. 1534, Bu. Engineering, D.P.W., the sum of \$79.83

From Code Acct. No. 1018, Office of the Mayor, the sum of \$9.10,

From Code Acct. No. 1449, Bu. Police, D.P.S., the sum of \$4.25,

From Code Acct. No. 1672, Bu. City Refuse, D.P.W., the sum of \$5.60,

From Code Acct. No. 1219-2, Bu. Infectious Diseases, D.P.H., the sum of \$1.70,

Eugene Dietzgen Co., in the sum of \$4.90 for blue printing for the Dept. of Law, payable from Code Acct. No. 1075, Miscellaneous Services, Department of Law, and

Julius Martorelli and Samuel McKee in the sum of \$2.36 and \$3.54, respectively, for gasoline, payable from Code Acct. No. 1078, Supplies, Department of Law,

Howard F. Gross for out-of-pocket expenses involved in payment of Projectionist for showing motion picture in connection with public hearing held in Council Chamber on March 24, 1947, relative to operation of sanitary fill on old Bell Farm property, \$8.00, payable from Code Account No. 42, Contingent Fund.

The above purchases were made and services rendered without previous authority of law.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be, and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1947.

Approved April 10, 1947.

Ordinance Book 54, Page 610.

No. 114

AN ORDINANCE — Setting aside and appropriating the aggregate sum of \$29,208.00 from Bond Fund No. 170, General Public Improvement Bonds of 1946, Series A, for the payment of cost incurred in connection with the preparation of plans for the general and particular revamping and replanning of the City's street system as related to a Master Highway Plan for the City, and to the Master Plan of the City in all its phases, by the Department of City Planning.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The aggregate sum of \$29,208.00, or so much thereof as may be necessary, shall and the same is hereby set aside and appropriated from Bond Fund No. 170, General Public Improvement Bonds of 1946, Series A, for the payment of costs incurred in connection with the preparation of plans for the general and particular revamping and replanning of the City's street system as related to a Master Highway Plan for the City, and to the Master Plan of the City in all its phases, by the Department of City Planning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1947.

Approved April 10, 1947.

Ordinance Book 54, Page 610.

No. 115

AN ORDINANCE—Providing for a contract or contracts for equipment and building repairs and appurtenances at Ross and Howard Pumping Stations, and appropriating funds for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be, and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for equipment and building repairs and appurtenances at Ross and Howard Pumping Stations, in accordance with the laws and ordinances governing said City, in an amount not exceeding Eleven Thousand (\$11,000.00) Dollars, which sum is hereby appropriated from and chargeable to Code Account No. 1773, Repairs, Mechanical Division, Bureau of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1947.

Approved April 10, 1947.

Ordinance Book 54, Page 611.

No. 116

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pittsburgh Horticultural Society for the operation of refreshment concessions in Schenley Park for a period of 3 years.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to enter into and execute a contract with the Pittsburgh Horticultural Society for the operation of refreshment concessions in Schenley Park for a period of 3 years, effective April 1, 1947, and expiring March 31, 1950, at an annual rate of \$1.00, provided that said contract may be cancelled upon 30 days notice by either party thereof. The revenues derived from these concessions shall be used for the purpose of rehabilitating conservatory plantings, beautification of streets and boulevards, and for planting various

parks, playgrounds and gardens throughout the entire city.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1947.

Approved April 10, 1947.

Ordinance Book 54, Page 611.

No. 117

AN ORDINANCE — Providing for the letting of a contract for the furnishing and delivery of one automobile for the Bureau of Parks and Recreation, Department of Public Works, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of one automobile for the Bureau of Parks and Recreation, Department of Public Works, at a cost not to exceed the sum of \$1300.00, in accordance with an Act of Assembly entitled, "An act for the government of cities of the second class," approved the 7th day of March, A.D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1808, Equipment, Bureau of Parks and Recreation, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1947.

Approved April 10, 1947.

Ordinance Book 54, Page 612.

No. 118

AN ORDINANCE — Providing for the letting of a contract for the furnishing and delivery of one hypressure Jenny for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of one hypressure Jenny for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed the sum of \$855.00, including the trade-in of old Model J. Hypressure Jenny, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A.D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1496, Equipment Bureau of Traffic Planning, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1947.

Approved April 10, 1947.

Ordinance Book, 54, Page 612.

No. 119

AN ORDINANCE — Providing for the letting of a contract for the furnishing and delivery of one duplicator machine for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of one duplicator machine for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed the sum of \$742.00, including the trade-in of one old machine, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A.D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1499, Bureau of Traffic Planning, Dept. of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1947.

Approved April 10, 1947.

Ordinance Book 54, Page 613.

No. 120

AN ORDINANCE — Providing for the letting of a contract or contracts for the furnishing and delivery of 7 Auto-Trucks, 6 Auto Patrol Wagons, and 26 Automobile Sedans for the Bureau of Police, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of 7 Auto-Trucks, at a cost not to exceed the sum of \$14,000.00, including the trade-in of 7 half-ton Dodge Trucks; 6 Auto Patrol Wagons, at a cost not exceed the sum of \$11,-

500.00, including the trade-in of 6 Ford Patrol Wagons; and 26 Automobile Sedans, at a cost not to exceed the sum of \$24,000.00, including the trade-in of 24 used Radio Cars, for the Bureau of Police, Department of Public Safety, in accordance with an Act of Assembly entitled, "An Act for the Government of cities of the second class," approved the 7th day of March, A.D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Bond Fund No. 175, Motorized Equipment Bonds.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1947.

Approved April 10, 1947.

Ordinance Book 54, Page 613.

No. 121

AN ORDINANCE — Providing for the letting of a contract for the furnishing and delivery of one safety lane paint spray machine for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of one safety lane paint spray machine for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed the sum of \$750.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A.D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be

chargeable to and payable from Code Account No. 1496, Equipment, Bureau of Traffic Planning, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1947.

Approved April 10, 1947.

Ordinance Book 54, Page 614.

No. 122

AN ORDINANCE — RE-FIXING the width of the sidewalks and roadway of Cherry way from Diamond street to the Boulevard of the Allies.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The width and position of the sidewalks and roadway of Cherry way from Diamond street to the Boulevard of the Allies shall be and the same are hereby refixed as follows, to-wit:

The easterly sidewalk from Diamond street to the Boulevard of the Allies shall have a uniform width of 6 feet, lying along and contiguous to the easterly street line.

The westerly sidewalk from Diamond street to Lemon way shall have a uniform width of 7.5 feet, lying along and contiguous to the westerly street line, and from Lemon way to the Boulevard of the Allies, a uniform width of 6 feet lying along and contiguous to the westerly street line.

The roadway from Diamond street to Lemon way shall have a uniform width of 26.5 feet, lying between the above described sidewalks, and from Lemon way to the Boulevard of the Allies, a uniform width of 28 feet lying between the above described sidewalks.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1947.

Approved April 10, 1947.

Ordinance Book 54, Page 614.

No. 123

AN ORDINANCE — RE-FIXING the width and position of the roadway and sidewalks of Washington place from Fifth avenue to Wylie avenue.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The width and position of the roadway and sidewalks of Washington place from Fifth avenue to Wylie avenue shall be and the same are hereby re-fixed as follows, to-wit:

The roadway shall have a uniform width of 24 feet, the center line of which shall coincide with the center line of the street.

The sidewalks shall each have a uniform width of 8 feet, lying between the above described roadway and their respective street lines.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1947.

Approved April 10, 1947.

Ordinance Book 54, Page 615.

No. 124

AN ORDINANCE—Accepting the dedication of a 10-foot way for pedestrians and utilities, as shown on the Plan of "Shadycrest Village—Addition No. 2" in the 20th ward of the City of Pittsburgh laid out by the Steelwood Corporation for public highway purposes and opening the same.

WHEREAS, the Steelwood Corporation, the owner of certain property in the 20th ward of the City of Pittsburgh, laid out in a Plan of Lots called "Shadycrest Village—Addition No. 2," has located a certain 10-foot way for pedestrians and utilities and executed a Deed of Dedication upon said plan for all the ground covered by the same to the City of Pittsburgh for public use for highway purposes and has released the said City from any liability for damages for or by reason of the physical grading of the same to the grade to be established;

THEREFORE,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The dedication of a 10-foot way for pedestrians and utilities, as shown on the Plan of "Shadycrest Village—Addition No. 2" in the 20th ward of the City of Pittsburgh by the Steelwood Corporation to the City of Pittsburgh for public highway purposes, shall be and the same is hereby accepted.

Section 2. The 10-foot way, as aforesaid dedicated to said City for a public highway, shall be and the same is hereby opened as a public highway.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed March 31, 1947.

Approved April 10, 1947.

Ordinance Book 54, Page 615.

No. 125

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,093.10 in payment for street lighting service furnished, during the month of March 1947, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Duquesne Light Company, in the sum of \$60,093.10 in payment for street lighting service furnished, during the month of March 1947, for the benefit of the City without previous authority of law, and charge same to Code Account 1597-2, Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1947.

Approved April 14, 1947.

Ordinance Book 54, Page 616.

No. 126

AN ORDINANCE—Amending portions of Section 22, Tuberculosis Control Program, Department of Public Health, of Ordinance No. 501 entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946, by eliminating the classification of certain positions as needed.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. Portions of Section 22, Tuberculosis Control Program, Department of Public Health, of Ordinance No. 501, entitled "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946, which read:

Section 22.

TUBERCULOSIS CONTROL PROGRAM

Three Assistant X-ray Technicians,
as needed \$1,800.00 each per annum

Three Typists, as
needed -- \$1,601.00 each per annum

Ten Field Nurses,
as needed \$2,235.00 each per annum

Shall be and is hereby amended to read:

Section 22.

TUBERCULOSIS CONTROL PROGRAM

Three Assistant X-ray Technicians - \$1,800.00 each per annum

Three
Typists - \$1,601.00 each per annum

Ten Field
Nurses -- \$2,235.00 each per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1947.

Approved April 18, 1947.

Ordinance Book 54, Page 616.

No. 127

AN ORDINANCE—Authorizing the issuance of warrants in favor of Russell Supply Company for \$1830.00. Junction Coal and Coke Company for \$25.20 and Vang Ready Mixed Concrete Company for \$13.50 in payment for materials and supplies furnished in the Department of Public Works for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign warrants in favor of the following in payment for materials and supplies furnished in the Department of Public Works for the benefit of the City without previous authority of law, and charge same to the code accounts set forth.

Russell Supply Company -----	\$1,830.00	Code 1635-3 Dust Laying Material Bureau of Highways & Sewers
Junction Coal and Coke Company -----	25.20	Code 1688-1, Coal Bureau of City Refuse
Vang Ready Mixed Concrete Company -----	13.50	Code 1635-4, Materials Bureau of Highways & Sewers

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1947.
Approved April 18, 1947.
Ordinance Book 54, Page 617.

No. 128

AN ORDINANCE—Authorizing and directing the City Controller to transfer the sum of \$329.30 from Code Account No. 42, Contingent Fund, to Code Account No. 1487, Equipment, Bureau of Building Inspection.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$329.30 from Code Account No. 42, Contingent Fund, to Code Account No. 1487, Equipment, Bureau of Building Inspection.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1947.
Approved April 18, 1947.
Ordinance Book 54, Page 618.

No. 129

AN ORDINANCE — Transferring the sum of \$1500 00 from Code Account 1743 to Code Account Nos. 1757 and 1762 in the Bureau of Water, Department of Public Works.

WHEREAS, A certificate of emergency has been signed by the Mayor and the City Controller relative to this matter; Now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to make the following transfers between Code Accounts of the Bureau of Water:

From Code Account 1743, Wages,
Regular Laborers, January to
March, Filtration Division---\$1,500.00

To Code Account Nos.:

1757, Wages, Regular Laborers
Jan. to Mar., Mechanical
Division ----- \$ 600.00

1762, Wages, Temporary
Laborers, Jan. to Mar.
Mechanical Division ----- \$ 900.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1947.
Approved April 18, 1947.
Ordinance Book 54, Page 618.

No. 130

AN ORDINANCE—Authorizing applications to the Federal Works Administrator for advances for plan preparation of Public Works under Title V of the War Mobilization and Reconversion Act of 1944 and the execution of Agreements with the said Administrator.

The Council of the City of Pittsburgh hereby enacts as follows:

WHEREAS, the Congress of the United States in Title V of the War Mobilization and Reconversion Act of 1944, has authorized the Federal Works Administrator to make advances of funds to non-federal public agencies to assist in the plan preparation of their public works; and,

WHEREAS, the City of Pittsburgh desires to take advantage of this opportunity to finance the preparation of necessary plans for public works;

NOW, THEREFORE,

Section 1. That the Director of the Department of Public Works shall be and he is hereby authorized and directed to make applications in behalf of the City of Pittsburgh to the Federal Works Administrator for advances under Title V of the War Mobilization and Reconversion Act of 1944 to defray the cost, or assist in defraying the cost, of engineering expenses in connection with the plan preparation of public works in the City of Pittsburgh, the total applications for advances not to exceed the sum of \$750,000.00

Section 2. Applications shall include, but not be limited to, the following:

Incinerator Plant.

Street Pattern for Zone Adjacent to Point Park.

Combined Automotive Repair Shop, General Shops and Storage adjoining the present Incinerator Plant.

Section 3. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to execute and the City Controller to countersign such Agreements with the said Administrator as may be required under the said Act to obtain the advances applied for, provided that any Agreement so entered into shall be in form approved by the City Solicitor and shall clearly provide that the advance shall be repaid without interest, only if and when the City begins the construction of the public works for which plans have been prepared and out of moneys then to be

appropriated by the City Council.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1947.

Approved April 18, 1947.

Ordinance Book 54, Page 618.

No. 131

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Meritt avenue, from a point about 20' West of the Easterly terminus to the existing sewer on Sanderson avenue, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a Public Sewer be constructed on Meritt avenue, from a point about 20' West of the Easterly terminus to the existing sewer on Sanderson avenue.

Commencing on Meritt avenue, at a point about 20' West of the Easterly terminus; thence Westwardly along Meritt avenue to the existing sewer on Sanderson avenue. Said sewer to have 6" lateral sewers extending from the main sewer to points about 1' inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this ordinance; the contract or contracts therefor to be let in the manner di-

rected by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of \$6,000.00 which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1947.

Approved April 18, 1947.

Ordinance Book 54, Page 619.

No. 132

AN ORDINANCE—Providing for a contract or contracts for the construction of concrete steps and appurtenances thereto at various locations in the City of Pittsburgh, and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction of concrete steps and appurtenances thereto at various locations in the City of Pittsburgh the life of which improvements will exceed twenty years, in accordance with the laws and ordinances governing said City, in an amount not exceeding \$350,000.00, including engineering and other necessary expenses, appropriated from and chargeable to Bond Fund No. 174, General Public Improvement Bonds, 1947, Series A.

Section 2. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1947.

Approved April 18, 1947.

Ordinance Book 54, Page 620.

No. 133

AN ORDINANCE — Providing for the letting of a contract for placing fire insurance for a term of three years on the contents and buildings at the Pittsburgh Tuberculosis Sanatorium, Washington boulevard, and the Municipal Hospital, Terrace and Darragh streets, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The Mayor and the Director of the Department of Public Health shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the placing of fire insurance policies for a term of three years on the buildings of the Pittsburgh Tuberculosis Sanatorium, Washington boulevard, and the Municipal Hospital, Terrace and Darragh streets, and the contents thereof, at a cost not to exceed \$8,000.00, chargeable to Code Account No. 1202, Miscellaneous Services, General Office, Department of Public Health, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A.D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1947.

Approved April 18, 1947.

Ordinance Book 54, Page 620.

No. 134

AN ORDINANCE—Granting unto Ronaele Realty Company, a Pennsylvania Corporation, of Pittsburgh, Pa., their successors or assigns, the right to construct, maintain and use footer projections for the new two-story steel frame Warehouse at No. 63 South 24th street, 16th ward, City of Pittsburgh, Pa.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The Ronaele Realty Company, a Pennsylvania Corporation, of Pittsburgh, Pa., their successors or assigns, are hereby given the right and authority, at their own cost and expense, to use such part of the easterly sidewalk of South 24th street, as may be necessary, for the construction of column footings for the new two-story steel frame Warehouse at No. 63 South 24th street, 16th Ward, City of Pittsburgh, Pa.

FOOTER COURSE

Beginning at a point on the easterly line of South 24th street distant northwardly 192.64' from the northerly line of Sidney street; thence deflecting to the left 82° 17' 50" and in a westerly direction for a distance of 14.16' to a point; thence deflecting to the right 90° 9' 0" and in a northerly direction 9.50' to a point; thence deflecting to the right 90° 0' 0" and in an easterly direction 2.88' to a point; thence deflecting to the right 82° 17' 50" and in a southerly direction 9.59' to a point, the place of beginning.

The bottom of footer shall have an elevation of 732.0', U. S. Datum, and the top of the footer course shall have an elevation of 735.0'.

The first floor of the proposed building to be constructed at an elevation of 747.0', the surface of the adjacent ground on South 24th street being at an elevation of 748.40'.

The said footer projections on South 24th street shall be constructed to the provisions of this Ordinance and in ac-

cordance with the plan identified as "Showing Footer Course on South 24th street for Ronaele Realty Company, a Pennsylvania Corporation, of Pittsburgh, Pa.", known as Plan, "Accession 'B'—No. 590," on file in the office of the Division of Public Utilities, Bureau of Engineering, Department of Public Works, Pittsburgh, Pa.

Section 2. The said Ronaele Realty Company, a Pennsylvania Corporation, of Pittsburgh, Pa., their successors or assigns, prior to the beginning of the construction of the footer projections, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing the locations for the construction of the said footer projections, said plan and the construction of the footer projections shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its power over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which may hereafter be passed relating to the same.

Section 4. The said grantee shall bear the full cost and expense for the repaving and repair of the streets or sidewalks above affected by this improvement, or the repair of any structure which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said projections; all of said work, including repairs of street or sidewalks, shall be done in a manner and at such times as said Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said projections upon giving to the said Ronaele Realty Company, a Pennsylvania Corporation, of Pittsburgh, Pa., their successors or assigns, at least six (6) months' written notice from the proper officers of the City pursuant to

a resolution or ordinances of Council; and the said Ronaele Realty Company, a Pennsylvania Corporation, of Pittsburgh, Pa., their successors or assigns, when so notified, shall at or before the expiration of the said six (6) months, remove the said projections and restore the street to proper condition, at its own cost and expense, and to the satisfaction of the Director of the Department of Public Works.

Section 6. The said Ronaele Realty Company, a Pennsylvania Corporation, of Pittsburgh, Pa., their successors or assigns, shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and sub-surface structures therein, caused by or arising out of the construction, maintenance, use and operation of said projections, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the conditions that this Ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor, the said Ronaele Realty Corporation, a Pennsylvania Corporation, of Pittsburgh, Pa., their successors or assigns, shall file with the proper officers of the City, its certificate of acceptance to be executed by the said Ronaele Realty Company, a Pennsylvania Corporation, of Pittsburgh, Pa.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with special reference to Ordinance No. 30, approved February 7, 1947.

Passed April 7, 1947.

Approved April 18, 1947.

Ordinance Book 54, Page 621.

No. 135

AN ORDINANCE—Repealing Ordinance of Overbrook Borough, No. 302, ap-

proved December 23, 1929, entitled "An Ordinance locating and opening a boulevard to be known as Brookline boulevard extension from Briggs street in the 'Brookdale Plan' northwestwardly to Brookline boulevard in the Fifth ward, Brookline Plan," 19th ward, Pittsburgh, providing for the opening of the same and the assessment of benefits for the payment of the cost, damage, and expense thereof."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. Ordinance of Overbrook Borough No. 302, approved December 23, 1929, entitled "An Ordinance locating and opening a boulevard to be known as Brookline boulevard extension from Briggs street in the "Brookdale Plan" northwestwardly to Brookline boulevard in the 'Fifth ward, Brookline Plan,' 19th ward, Pittsburgh, providing for the opening of the same and the assessment of benefits for the payment of the cost, damage, and expense thereof," shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1947.

Approved April 18, 1947.

Ordinance Book 54, Page 623.

No. 136

AN ORDINANCE—Changing the name of Edgerley street, in the 27th ward between Preble avenue and the Ohio river, to TRACY STREET.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The name of Edgerley street, in the 27th ward between Preble avenue and the Ohio river, shall be and the same is hereby changed to TRACY STREET.

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1947.

Approved April 18, 1947.

Ord'nance Book 54, Page 623.

No. 137

AN ORDINANCE—Widening Somerville street from the westerly to the southerly line of the R. B. Ivory Plan, and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from property benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. Somerville street from the westerly to the southerly line of the R. B. Ivory Plan shall be and the same is hereby widened to a variable width by taking for public use for highway purposes, all of Lots No. 64 and No. 65 of the R. B. Ivory Plan of record in the Recorder's Office of Allegheny County in Plan Book, Volume 13, Page 84; said lots being more particularly bounded and described as follows, to-wit:

LOT No. 64

BEGINNING at the intersection of the westerly line of the R. B. Ivory Plan of Lots and the southerly line of Somerville street, as laid out as an unnamed street in the said Plan; thence extending eastwardly along the southerly line of Somerville street, 16.49 feet to the westerly line of another unnamed street, as laid out in the said plan; thence southwardly along the westerly line of the said unnamed street, 55.50 feet to the southerly line of the plan; thence westwardly along the southerly line of the plan, 25.20 feet to the westerly line of the said plan; thence northwardly along the westerly line of the plan, 67.06 feet to the place of beginning.

LOT No. 65

BEGINNING at the intersection of the southerly line of Somerville street and the southerly line of the said R. B.

Ivory Plan; thence extending westwardly along the southerly line of the said plan, 52.40 feet to the easterly line of an unnamed 50 foot street as laid out in the said plan; thence northwardly along the easterly line of the unnamed street, 28.70 feet to the southerly line of Somerville street; thence eastwardly along the southerly line of Somerville street, 55.30 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Somerville street from the westerly to the southerly line of the R. B. Ivory Plan to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1947.

Approved April 18, 1947.

Ordinance Book 54, Page 623.

No. 138

AN ORDINANCE — Opening Rosecrest drive from Somerville street to a point 450.09 feet southwardly therefrom and providing the costs, damages, and expenses occasioned thereby be assessed against and collected from property benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. ROSECREST DRIVE, from Somerville street to a point 450.09 feet southwardly therefrom, shall be and the same is hereby opened to a general width of 25 feet by taking for public

use for highway purposes, the following described property, to-wit:

BEGINNING at the intersection of the westerly line of the R. B. Ivory Plan of Lots of record in the Recorder's Office of Allegheny County, in Plan Book, Volume 13, Page 84, and the southerly line of Somerville street, as la'd out as an unnamed street in the said plan, thence extending along the westerly line of the said plan and along the westerly line of property of the Miro Development Corporation, South 5° 38' 30" West, 450.09 feet to an angle in the westerly line of property of the Miro Development Corporation; thence continuing along the westerly line of property of the Miro Development Corporation, South 45° 08' W. 13.13 feet to a point; thence northwardly by the arc of a circle deflecting to the right with a radius of 200 feet, a central angle of 23° 32' 30" and a chord bearing North 6° 07' 45" West for an arc distance of 82.17 feet to a point of tangent; thence by the tangent parallel to and 25' west of the westerly line of property of the Miro Development Corporation and the westerly line of R. B. Ivory Plan, North 5° 38' 30" East, 310.78 feet to a point of curve; thence northwardly and westwardly by the arc of a circle deflecting to the left with a radius of 30 feet and a central angle of 77° 14' for an arc distance of 40.44 feet to a point of tangent on the southerly line of Somerville street produced; thence along the southerly line of Somerville street produced, South 71° 35' 30" East, 49.59 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Rosecrest drive, from Somerville street to a point 450.09 feet southwardly therefrom, to be opened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1947.

Approved April 18, 1947.

Ordinance Book 54, Page 624.

No. 139

AN ORDINANCE—OPENING Somerville street from Oranmore street at Waldo way to the westerly line of the R. B. Ivory Plan and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from property benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Somerville street at Waldo way to the westerly line of the R. B. Ivory Plan shall be and the same is hereby opened to a general width of 50 feet by taking for public use for highway purposes, the following described property, to-wit:

BEGINNING at the intersection of the easterly line of Oranmore street, 30 feet in width, and the southerly line of Waldo way; thence extending along the southerly line of Waldo way, South 71° 45' East, 37.61 feet to a point of curve; thence westwardly and southwardly by the arc of a circle deflecting to the left with a radius of 10.19 feet and a central angle of 80° 15' for an arc distance of 14.27 feet to a point of compound curve; thence southwardly and eastwardly by the arc of a circle deflecting to the left with a radius of 79.30 feet and a central angle of 99° 35' 30" for an arc distance of 137.84 feet to a point of tangent; thence by the tangent South 71° 35' 30" East, 86.33 feet to the westerly line of the R. B. Ivory Plan of Lots of record in the Recorder's Office of Allegheny County in Plan Book, Volume 13, Page 64; said last mentioned course coinciding with the extension westwardly of the northerly line of Somerville street, as laid out as an unnamed street in the said R. B. Ivory Plan; thence along the westerly line of the said R. B. Ivory Plan, South 5° 38' 30" West, 51.26 feet

to the southerly line of Somerville street, as laid out in the said plan of lots; thence along the said southerly line produced, North 71° 35' 30" West, 96.56 feet to a point of curve; thence northwestwardly by the arc of a circle deflecting to the right with a radius of 129.30 feet, a central angle of 59° 45' 50" and a chord bearing North 41° 42' 30" West for an arc distance of 134.87 feet to the easterly line of Oranmore street, 30 feet in width; thence along the easterly line of Oranmore street, North 28° 00' East, 87.96 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Somerville street from Oranmore street at Waldo way to the westerly line of the R. B. Ivory Plan to be opened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 7, 1947.

Approved April 18, 1947.

Ordinance Book 54, Page 625.

No. 140

AN ORDINANCE—Authorizing the issuance of warrants in favor of the E. W. Coal Co., in the sum of \$569.11, for coal furnished the Department of Lands and Buildings and the Link Belt Company in the sum of \$277.32 for drag coal conveyor parts for the Bu. of Water, Department of Public Works, without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants as follows:

E. W. Coal Co. in the sum of \$569.11 for coal furnished the Department of Lands and Buildings, without previous authority of law, payable from Code Acct. No. 1362-1, Supplies, Department of Lands and Buildings,

Link Belt Company in the sum of \$277.32 for drag coal conveyor parts for the Bureau of Water, Department of Public Works, without previous authority of law, payable from Code Acct. No. 1772, Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 14, 1947.

Approved April 24, 1947.

Ordinance Book 54, Page 626.

No. 141

AN ORDINANCE — Providing for the letting of a contract for the furnishing and delivery of 2" street hose for the Bureau of Water, Department of Public Works, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of 2" street hose for the Bureau of Water, Department of Public Works, at a cost not to exceed the sum of \$550.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the

7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1754, Equipment, Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 14, 1947.

Approved April 24, 1947.

Ordinance Book 54, Page 627.

No. 142

AN ORDINANCE — Providing for the letting of a contract for the furnishing and delivery of 2" street hose for the Bureau of Highways and Sewers, Department of Public Works, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of 2" street hose for the Bureau of Highways and Sewers, Department of Public Works, at a cost not to exceed the sum of \$1200.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1629, Equipment, Bureau of Highways and Sewers, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the

same affects this Ordinance.

Passed April 14, 1947.

Approved April 24, 1947.

Ordinance Book 54, Page 627.

No. 143

AN ORDINANCE — Providing for the letting of a contract for the furnishing and delivery of one electric plant for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of one electric plant at a cost not to exceed the sum of \$1700.00 for the Bureau of Fire, Department of Public Safety, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinance of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 14, 1947.

Approved April 24, 1947.

Ordinance Book 54, Page 627.

No. 144

AN ORDINANCE — Transferring the sum of \$1,500.00 from Code Ac-

count No. 1034, Salaries, to Code Account No. 1037, Equipment, Civic Unity Council, Office of the Mayor.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the following within the various code accounts of the Office of the Mayor:

From Code Acct. No.	Amount
1034, Salaries, Regular Employees, Civic Unity Council -----	\$1,500.00
To Code Acct. No.	
1037, Equipment, Civic Unity Council -----	\$1,500.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1947.

Approved April 30, 1947.

Ordinance Book 54, Page 628.

No. 145

AN ORDINANCE—Authorizing and directing the construction of a public sewer on McKnight road, from a point about 300' north of Evergreen road to the existing sewer on Evergreen road, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a public sewer be constructed on McKnight road, from a point about 300' north of Evergreen road to the existing sewer on Evergreen road.

Commencing on McKnight road, from

a point about 300' north of Evergreen road; thence southwardly and southeastwardly along McKnight road to the existing sewer on Evergreen road.

Section 2. That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section I of this ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of \$2,500.00, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1947.

Approved April 30, 1947.

Ordinance Book 54, Page 629.

No. 146

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Callowhill street and Millbrae way, from a point about 185' East of No. Euclid avenue to the existing sewer on Millbrae way, south of Callowhill street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a Public Sewer be constructed on Callowhill street and Millbrae way, from a point about 185' East of No. Euclid avenue to the existing sewer on Millbrae way, south of Callowhill street.

Commencing on Callowhill street at a point about 185' East of No. Euclid avenue; thence eastwardly and southwardly along and across Callowhill street to Millbrae way; thence continuing southwardly along Millbrae way to the existing sewer on Millbrae way, south of Callowhill street.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section I of this ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of \$1,500.00, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against, and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 21, 1947.

Approved April 30, 1947.

Ordinance Book 54, Page 629.

No. 147

A N ORDINANCE — Transferring the sum of \$5,000.00 from Code Account No. 42, Cont. Fund, to Code Account No. 1452-1, Bureau of Police, D.P.S.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$5,000.00 from Code Account No. 42, Cont. Fund, to Code Account No. 1452-1, Radio Improvement, Bureau of Police, D.P.S.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1947.

Approved May 8, 1947.

Ordinance Book 54, Page 630.

No. 148

A N ORDINANCE—Transferring \$560.00 to Code Account No. 1363, Materials, Department of Lands and Buildings, from Code Account No. 42, Contingent Fund.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$560.00 to Code Account No. 1363, Materials, Department of Lands and Buildings, from Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1947.

Approved May 8, 1947.

Ordinance Book 54, Page 631.

No. 149

AN ORDINANCE—Providing for a contract or contracts for the altering and improving of park shelter buildings, and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Lands and Buildings shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the altering and improving of park shelter buildings at McKinley, West End, Highland and Mellon Parks, Homewood Playground, and South Side Market House, the life of which improvements will exceed twenty years, in accordance with the laws and ordinances governing said City, in an amount not exceeding \$5,500.00, including engineering and other necessary expenses, appropriated from and chargeable to Bond Fund No. 170-11, Altering and Improving Park Shelter Buildings, General Public Improvement Bonds, 1946, Series A.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1947.

Approved May 8, 1947.

Ordinance Book 54, Page 631.

No. 150

AN ORDINANCE—Providing for a contract or contracts for the construction of protective fencing improvements for the Small Mammal House at the Highland Park Zoo, and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the

Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction of protective fencing improvements for the Small Mammal House at the Highland Park Zoo, the life of which improvements will exceed twenty years, in accordance with the laws and ordinances governing said City, in an amount not exceeding \$5,000.00, including engineering and other necessary expenses, appropriated from and chargeable to Bond Fund No. 170-12, Altering and Improving Park and Playground Fencing, General Public Improvement Bonds, 1946, Series A.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1947.

Approved May 8, 1947.

Ordinance Book 54, Page 631.

No. 151

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the north sidewalk of Railroad street, from a point about 240' west of 27th street to the existing sewer on 27th street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a Public Sewer be constructed on the north sidewalk of Railroad street, at a point about 240' west of 27th street to the existing sewer on 27th street.

Commencing on Railroad street, from a point about 240' west of 27th street; thence westwardly along Railroad street to the existing sewer on 27th street.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section I of this ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of \$2,300.00 which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1947.

Approved May 8, 1947.

Ordinance Book 54, Page 632.

No. 152

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to give six (6) months' notice to the proper officers of Greentree Borough, revoking permission of Borough to connect certain sewers of Greentree Borough into the City sewerage system.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The Mayor and the Director of the Department of Public Works are authorized and directed to give six (6) months' notice to the pro-

per officers of Greentree Borough, revoking permission granted by Ordinance No. 38, approved January 23, 1929, giving said Borough permission to connect certain sewers of Greentree Borough into the City sewerage system.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1947.

Approved May 8, 1947.

Ordinance Book 54, Page 633.

No. 153

AN ORDINANCE — RE-FIXING the width and position of the roadway and sidewalks of Kearsarge street from Grandview avenue to Virginia avenue.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the width and position of the roadway and sidewalks of Kearsarge street from Grandview avenue to Virginia avenue shall be and the same are hereby re-fixed as follows, to-wit:

The roadway shall have a uniform width of 24 feet, the center line of which shall coincide with the center line of the street.

The sidewalks shall each have a uniform width of 8 feet, lying between the above described roadway and their respective street lines.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1947.

Approved May 8, 1947.

Ordinance Book 54, Page 633.

No. 154

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Oglethorpe avenue, from Woodbine street to Antoinette street, including water line and other work incidental thereto, including, as may be necessary the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Oglethorpe avenue from Woodbine street to Antoinette street have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Oglethorpe avenue from Woodbine street to Antoinette street be graded, paved and curbed, including water line and other work incidental thereto, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Oglethorpe avenue from Woodbine street to Antoinette street, including water line and other work incidental thereto, including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or

contract prices, if let in separate contracts, not to exceed the total sum of Twenty-three Thousand (\$23,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed April 28, 1947.

Approved May 8, 1947.

Ordinance Book 54, Page 633.

No. 155

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of One Portable X-Ray Unit for the Municipal Hospital, Department of Public Health, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of One Portable X-Ray Unit for the Municipal Hospital, Department of Public Health, at a cost not to exceed the sum of \$11,000.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th Day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. T. C. F. (Tuberculosis Control Program) Municipal Hospital, Department of Public Health

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 5, 1947.

Approved May 8, 1947.

Ordinance Book 54, Page 634.

No. 156

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Office Equipment for the Civic Unity Council, Office of the Mayor, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Office Equipment for the Civic Unity Council, Office of the Mayor, at a cost not to exceed the sum of \$1,300.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th Day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1037, Civic Unity Council, Office of the Mayor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 5, 1947.

Approved May 8, 1947.

Ordinance Book 54, Page 635.

No. 157

AN ORDINANCE—Creating a Department of Parks and Recreation, defining the powers, duties and jurisdiction of said Department, and transferring all such duties now performed by Department of Public Works to the Department of Parks and Recreation.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That pursuant to the authority conferred by Act of Assembly No. 61, approved by the Governor on May 2, 1947, there is hereby created an additional executive department to be known as the Department of Parks and Recreation.

Section 2. The Department of Parks and Recreation shall be under the charge of the Director who shall be the head thereof and who shall be appointed in the same manner as other directors of departments are appointed.

Section 3. The supervision, equipping, operation, care and maintenance of parks, zoological gardens, conservatories, greenhouses, forestry, playgrounds, playfields, gymnasiums, public baths, swimming pools and indoor recreation centers and supervision of play-leaders, recreation directors, supervisors, superintendents and any other officers or employees deemed proper for the purpose of carrying out the provisions of said Act shall be under the jurisdiction of this department.

Section 4. The Department of Parks and Recreation shall have and exercise the powers conferred upon it by the Act of Assembly, and shall have such officers and employees as may be provided for.

Section 5. All the duties of the Department of Parks and Recreation which are now under the jurisdiction of any other city department are hereby transferred to the Department of Parks and Recreation.

Section 6. Any employees now serving in the Department of Public Works shall be transferred by appropriate legislation to the Department of Parks and Recreation and shall be under the jurisdiction of that department.

Section 7. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 14, 1947.

Ordinance Book 54, Page 635.

No. 158

AN ORDINANCE—Amending Sections 79-90 of Ordinance No. 501, approved December 28, 1946, entitled "An

Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh and the rate of compensation thereof."

Whereas, an additional Executive Department to be known as the Department of Parks and Recreation has been created pursuant to Act of Assembly No. 61, approved May 2, 1947, Now, Therefore;

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the heading and the first two lines of Section 79 of Ordinance No. 501, approved December 28, 1946, which read as follows:

SECTION 79.

DEPARTMENT OF PUBLIC WORKS—BUREAU OF PARKS AND RECREATION
DIVISION OF ADMINISTRATION—GENERAL OFFICE

Superintendent -----\$6,518.00 per annum

Assistant Superintendent of Administration ----- 3,359.00 per annum

is hereby amended to read as follows:

"SECTION 79.

DEPARTMENT OF PARKS AND RECREATION—BUREAU OF ADMINISTRATION—
GENERAL OFFICE

Director -----\$6,518.00 per annum

Superintendent of Administration ----- 3,359.00 per annum"

SECTION 2. That the heading and first line of Section 83 of said Ordinance No. 501, which reads as follows:

SECTION 83.

DIVISION OF GROUNDS AND BUILDINGS—CENTRAL DIVISION

Assistant Superintendent—Grounds and Buildings -----\$5,280.00 per annum
is hereby amended to read as follows:

"SECTION 83.

BUREAU OF GROUNDS AND BUILDINGS—CENTRAL DIVISION

Superintendent—Grounds and Buildings -----\$5,280.00 per annum"

SECTION 3. That the heading and first line of Section 89 of said Ordinance No. 501, which reads as follows:

SECTION 89.

DIVISION OF RECREATIONAL ACTIVITIES

Assistant Superintendent for Recreational Activities-----\$5,280.00 per annum
is hereby amended to read as follows:

"SECTION 89.

BUREAU OF RECREATIONAL ACTIVITIES

Superintendent for Recreational Activities-----\$5,280.00 per annum."

Section 4. That Sections 80, 81, 82, 84, 85, 86, 87, 88 and 90 of said Ordinance No. 501, are hereby amended by the addition in each section of the heading "Department of Parks and Recreation."

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 14, 1947.

Ordinance Book 54, Page 636.

No. 159

AN ORDINANCE—Transferring all the remaining balances as of May 15, 1947 in all the code accounts in the Bureau of Parks and Recreation, Department of Public Works, to the same code accounts in the Department of Parks and Recreation.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer all the remaining balances as of May 15, 1947 in all the code accounts in the Bureau of Parks and Recreation, Department of Public Works, to the same code accounts in the Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 14, 1947.

Ordinance Book 54, Page 637.

No. 160

AN ORDINANCE — Transferring the sum of \$5,000.00 from Code Ac-

count 1443, Sal. Reg. Emp. Bu. of Police, to Code Account 1231-4, Drug Supplies, Tuberculosis Hospital, Department of Public Health.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$5,000.00 from Code Account 1443, Sal. Reg. Emp. Bu. of Police, to Code Account 1231-4, Drug Supplies, Tuberculosis Hospital, Department of Public Health, provided, however, that the amount herein transferred will be restored to Code Account 1443, Sal. Reg. Emp. Bu. of Police, on or before December 1, 1947.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 5, 1947.

Approved May 14, 1947.

Ordinance Book 54, Page 637.

No. 161

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$59,944.87 in payment for street lighting service furnished, during the month of April 1947, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Duquesne Light Company, in the sum of \$59,944.87 in payment for street lighting service furnished, during the month of April 1947, for the benefit of the City without previous authority of law, and charge same to Code Account 1597-2, Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 5, 1947.

Approved May 14, 1947.

Ordinance Book 54, Page 638.

No. 162

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Water Meters for the Bureau of Water, Department of Public Works, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Water Meters for the Bureau of Water, Department of Public Works, at a cost not to exceed the sum of \$1,680.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1790, Equipment, Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 5, 1947.

Approved May 14, 1947.

Ordinance Book 54, Page 638.

No. 163

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Loretta road, from a point about 140' East of Winterburn avenue to the existing sewer on McCaslin street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a Public Sewer be constructed on Loretta road, from a point about 140' East of Winterburn avenue to the existing sewer on McCaslin street.

Commencing on Loretta road at a point about 140' East of Winterburn avenue; thence eastwardly and north-eastwardly along Loretta road to the existing sewer on McCaslin street. Said sewer to have 6" house lateral sewers, extending from the main sewer to points about 1' inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth, of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section I of this ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of \$6,800.00 which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 5, 1947.

Approved May 14, 1947.

Ordinance Book 54, Page 639.

No. 164

A^N ORDINANCE — RE-FIXING the width and position of the roadway and sidewalks of South Twenty-seventh street from Josephine street to the Pittsburgh, Virginia, and Charleston Railroad.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the width and position of the roadway and sidewalks of South Twenty-seventh street, from Josephine street to the Pittsburgh, Virginia, and Charleston Railroad, shall be and the same are hereby re-fixed as follows, to-wit:

The roadway shall have a uniform width of 24 feet, the center line of which shall coincide with the center line of the street.

The sidewalks shall each have a uniform width of 8 feet, lying between the above described roadway and their respective street lines.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 5, 1947.

Approved May 14, 1947.

Ordinance Book 54, Page 640.

No. 165

A^N ORDINANCE—FIXING the width and position of the roadway and sidewalks of Oglethorpe avenue from

Woodbine street to Drive way, and prescribing portions thereof to be used for slopes, landscaping, retaining walls, and steps.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the width and position of the roadway and sidewalks of Oglethorpe avenue from Woodbine street to Drive way shall be and the same are hereby fixed as follows, to-wit:

The roadway shall have a uniform width of 24 feet, the center line of which shall coincide with the center line of the street.

The sidewalks shall each have a uniform width of 8 feet, lying along and contiguous to the above described roadway.

The remaining portions of the street, lying without the lines of the roadway and sidewalks, as above described, shall be used for slopes, landscaping, retaining walls, and steps.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 5, 1947.

Approved May 14, 1947.

Ordinance Book 54, Page 640.

No. 166

A^N ORDINANCE—Authorizing and directing the Superintendent of the Bureau of Building Inspection to issue to the Duquesne University a permit for the erection of four two story frame school buildings, each to be approximately 26' x 130' in size and to be equipped with exit facilities and other safeguards which are considered adequate by the Superintendent, said buildings to be vacated and razed not later than June 30, 1949, on the athletic field of said University located at 601 to 727 Bluff street, 1st Ward.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Superintendent of the Bureau of Building Inspection be and he is hereby authorized and directed to issue to the Duquesne University a permit for the erection of four two story frame school buildings on the athletic field of said University located at 601 to 727 Bluff street, 1st Ward, each to be approximately 26 x 130 feet in size and to be equipped with exit facilities and other safeguards which are considered adequate by the

Superintendent, said buildings to be vacated and razed not later than June 30, 1949.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 5, 1947.

Approved May 14, 1947.

Ordinance Book 54, Page 641.

No. 167

AN ORDINANCE—Authorizing the issuance of a warrant or warrants in favor of certain employees of the Bureau of Police, Department of Public Safety, who worked overtime during the Power Emergency in 1946, without previous authority of law, for a sum not to exceed \$744.05.

The Council of the City of Pittsburgh hereby enacts as follows:

Name	Title	Station	Amount
William Flaccus	Patrolman	No. 6	\$ 77.97
Clement Austin	Patrolman	No. 6	140.35
Michael Stipanovich	Patrolman	No. 6	51.39
William Noel	Patrolman	No. 1	127.80
William R. Drach	Patrolman	No. 9	21.27
Russell Meyers	Sub-Patrolman	Traffic	114.84
Louis Spencer	Sub-Patrolman	No. 2	117.83
Edward T. Moran	Patrolman	No. 11	27.29
Howard Fiedeler	Lieutenant	No. 3	65.51
			<u>\$744.05</u>

Section 2. Said employees to be paid at the regular rates established for 1946 for their respective positions.

Section 3. Said amount to be chargeable to and payable from Code Account No. 1443-1, Emergency Overtime Wages.

Section 4. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 641.

No. 168

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Allegheny Asphalt and Paving Company in the sum of \$196.35 in payment for extra work performed on contract in the Department of Public Works, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of the following in payment for extra work performed on contract in the Department of Public Works, for the benefit of the City without previous authority of law and charge same to the code account set forth:

Code Account No. 50

Allegheny Asphalt and Paving Company -----\$196.35

Controller's Register No. 9925—Emergency Housing for Veterans.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 642.

No. 169

AN ORDINANCE—Authorizing the issuance of warrants in favor of Gulf Oil Corporation for \$39.00 and Packard-Wilkinsburg Company for \$20.18 for supplies and materials furnished the Division of Garage and Repairs Shop, D. P. S. without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed

to issue, and the City Controller to countersign, warrants in favor of the following for purchases made without previous authority of law:

Gulf Oil Corporation in the sum of \$39.00 for 125.0 gallons of gasoline and 9 gallons of oil, chargeable to and payable from Code Account No. 1414, Supplies, Division of Garage and Repair Shop, D. P. S.

Packard-Wilkinsburg Company in the sum of \$20.18 for 1 pressure plate, 1 clutch disk, and 1 through-out bearing, chargeable to and payable from Code Account No. 1415, Materials, Division of Garage and Repair Shop, D. P. S.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 642.

No. 170

AN ORDINANCE—Transferring \$888.00 from Code Account No. 1102, Salaries, Regular Employees, to Code Account No. 1106, Equipment, within the Department of City Planning.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$888.00 within the Department of City Planning as follows:

From Code Account No.

Amount

1102—Salaries, Regular Employees -----\$888.00

To Code Account No.

1106—Equipment -----\$888.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 643.

No. 171

AN ORDINANCE—Setting aside and appropriating the aggregate sum of \$18,000.00 from Bond Fund No. 170, General Public Improvement Bonds—1946 Series A, for the payment of the cost of printing approximately 15 Topographic Sheets which have been prepared by the Department of City Planning.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the aggregate sum of \$18,000.00, or so much thereof as may be necessary, shall be and the same is hereby set aside and appropriated from Bond Fund No. 170, General Public Improvement Bonds—1946 Series A, for the payment of the cost of printing approximately 15 Topographic Sheets which have been prepared by the Department of City Planning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 643.

No. 172

AN ORDINANCE—Providing for a contract or contracts for the cleaning and painting of Davis Avenue Bridge over Woods Run avenue and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the

Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and award and enter into a contract or contracts for the cleaning and painting of Davis Avenue Bridge over Woods Run avenue, (the life of which improvement will exceed eight years), in accordance with the laws and ordinances governing said City in an amount not exceeding \$8,500.00, including engineering and other necessary expenses, appropriated from and chargeable to Bond Fund No. 167-1, General Public Improvement Bonds, 1945, Series B.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 644.

No. 173

AN ORDINANCE—Providing for a contract or contracts for the resurfacing of City streets with asphaltic materials furnished by the City under existing contracts, and the work incidental thereto, including regrading and recurbing, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to let a contract or contracts to the lowest responsible bidder or bidders for the resurfacing of City streets with asphaltic materials furnished by the City under existing contracts, and the work incidental thereto, including regrading and recurbing, in accordance with the laws and ordinances governing said City, not to exceed the sum of \$96,000.00, chargeable to and payable from Bond Fund No. 177, Resurfacing City Streets.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 644.

No. 174

AN ORDINANCE—Providing for a contract or contracts for the construction of a storm sewer on Woodward avenue from a point about 200 feet West of Ray avenue to the existing storm sewer on Ray avenue, including all other work necessary in connection therewith, and appropriating funds for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction of a storm sewer on Woodward avenue from a point about 200 feet West of Ray avenue to the existing storm sewer on Ray avenue, including all other work necessary in connection therewith, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of Fifteen Hundred (\$1,500.00) Dollars, which amount is hereby appropriated from Bond Fund No. 170, General Public Improvement Bonds, 1946, Series A.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1946.

Approved May 21, 1947.

Ordinance Book 54, Page 645.

No. 175

AN ORDINANCE—WIDENING Tropical avenue at the intersection of Crane avenue and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Tropical avenue, at the intersection of Crane avenue, shall be and the same is hereby widened to a variable width by taking for public use for highway purposes, the property hereinafter designated and described as Portions "C" and "D", respectively, to-wit:

PORITION "C"

BEGINNING at the intersection of the northerly line of Crane avenue and the present easterly line of Tropical avenue; thence extending along the present easterly line of Tropical avenue, North 10° 17' East, 146.84 feet to a point of curve; thence southeastwardly by the arc of a circle deflecting to the left with a radius of 200 feet and a central angle of 22° 31' 50" for an arc distance of 78.65 feet to a point of tangent; thence by the tangent, South 12° 14' 50" East, 63.07 feet to a point of curve; thence southeastwardly by the arc of a circle deflecting to the left with a radius of 30 feet and a central angle of 61° 45' 10" for an arc distance of 32.33 feet to a point of tangent on the northerly line of Crane avenue; thence along the northerly line of Crane avenue, North 74° 00' West, 64.48 feet to the place of beginning.

PORITION "D"

BEGINNING at the intersection of the northerly line of Crane avenue and the present westerly line of Tropical avenue; thence extending along the northerly line of Crane avenue, North 74° 00' West, 22.10 feet to a point of curve; thence eastwardly and northwardly by the arc of a circle deflecting to the left with a radius of 20 feet and a central angle of 95° 43' for an arc distance of 33.41 feet to a point of tangent on the westerly line of Tropical

avenue; thence along the present westerly line of Tropical avenue, South 10° 17' West, 22.10 feet to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said Tropical avenue, at the intersection of Crane avenue, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 645.

No. 176

AN ORDINANCE—WIDENING Beechview avenue at the intersection of Crane avenue and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Beechview avenue at the intersection of Crane avenue shall be and the same is hereby widened to a variable width by taking for public use for highway purposes, the property hereinafter designated and described as Portions "A" and "B," respectively, to-wit:

PORTION "A"

BEGINNING at the intersection of the southerly line of Crane avenue and the present westerly line of Beechview ave-

nue; thence extending along the present westerly line of Beechview avenue, South 1° 18' West, 112.50 feet to a point of curve; thence northwardly by the arc of a circle deflecting to the left with a radius of 200 feet and a central angle of 12° 50' 20" for an arc distance of 44.82 feet to a point of tangent; thence by the tangent, North 11° 32' 20" West, 57.49 feet to a point of curve; thence northwardly and westwardly by the arc of a circle deflecting to the left with a radius of 30 feet and a central angle of 62° 27' 40" for an arc distance of 32.70 feet to a point of tangent on the southerly line of Crane avenue; thence along the southerly line of Crane avenue, South 74° 00' East, 40.75 feet to the place of beginning.

PORTION "B"

BEGINNING at the intersection of the southerly line of Crane avenue and the present easterly line of Beechview avenue; thence extending along the southerly line of Crane avenue, South 74° 00' East, 19.44 feet to a point of curve; thence westwardly and southwardly by the arc of a circle deflecting to the left with a radius of 15 feet and a central angle of 104° 42' for an arc distance of 27.41 feet to a point of tangent on the westerly line of Beechview avenue; thence along the present westerly line of Beechview avenue, North 1° 18' East, 19.44 feet to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said Beechview avenue, at the intersection of Crane avenue, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 646.

No. 177

AN ORDINANCE — ACCEPTING the dedication of certain property in the Fourteenth Ward of the City of Pittsburgh for public use for highway purposes, opening and naming the same "Normlee Place" and accepting the grading, paving, curbing and sewerage thereof.

Whereas, Nathan Holstein and Lillian S. Holstein, his wife; Launa T. Eckstein, widow; Dora Lowy, widow; Charles V. Boring, widower; Julia E. Tomlinson (formerly Julie E. Boring), and Charles A. Tomlinson, her husband; Mary Vance (formerly Mary Boring), and Henry N. Vance, her husband; David Rothman and Florence V. Rothman, his wife; Max Fischman and Ruth Fischman, his wife; J. B. Schwartz and Belle L. Schwartz, his wife; Taube Siegle, widow; Walter J. Staley and Goldie N. Staley, his wife; Arthur Friedman and Rose L. Friedman, his wife; Manuel Charie, unmarried; Marshall Solomon and Lillian P. Solomon, his wife; Herman Roth, Potter Title and Trust Company, a corporation, Guardian of the Estate of Rose N. Roth, (wife of Herman Roth), an alleged insane person; Normlee Realty Corporation; and Margert Lins, unmarried, the owners of the property hereinafter described, have executed and delivered to the City of Pittsburgh, their certain deed of dedication bearing date of January 10, 1947, now on file in the Bureau of Engineering of said City wherein they have conveyed said ground to said city for public highway purposes, and

Whereas, the said Normlee Realty Corporation has graded, paved, curbed, and sewered the street dedicated in the said deed of dedication, from Forbes street to the northeasterly terminus, at its own cost and expense, and

Whereas, it is desired that the City of Pittsburgh accept said improvement as a part of the City's system of improved

highways; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the said deed of dedication shall be and the same is hereby accepted and the Bureau of Engineering is hereby authorized and directed to place the same on record in the Office of the Recorder of Deeds in and for the County of Allegheny.

Section 2. The ground, so as afore-said conveyed to said City for public highway purposes, shall be and the same is hereby appropriated and opened as a public highway in accordance with the terms of said deed of dedication and shall be known as "Normlee Place," the same being bounded and described as follows, to-wit:

BEGINNING on the northerly line of Forbes street at a point distant North 32° 18' West, 543.29 feet from the northerly line of Plainfield street; thence extending along the northeasterly line of Forbes street North 32° 18' West, 40.0 feet; thence North 57° 42' East, 206.28 feet; thence by the arc of a circle deflecting to the right, with a radius of 35.0 feet, a central angle of 97° 58' 30" and a chord bearing North 51° 32' 40" East, for an arc distance of 59.85 feet; thence North 57° 42' East, 25.23 feet; thence South 32° 18' East, 51.33 feet; thence South 57° 42' West 25.23 feet; thence by the arc of a circle deflecting to the right, with a radius of 35.0 feet, a central angle of 97° 58' 30" and a chord bearing South 63° 51' 20" West, for an arc distance of 59.85 feet; thence South 57° 42' West 206.28 feet to Forbes street, at the place of beginning.

Section 3. The grading, paving, curbing and sewerage of said Normlee place, from Forbes street to the northeasterly terminus shall be and the same is hereby accepted and declared to be a public improvement of the City of Pittsburgh.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of, and appropriate the said described ground for a public highway and directed to treat the said land as other improved highways of the said City, in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 647.

No. 178

AN ORDINANCE—SETTING aside and dedicating certain property in the Sixth Ward of the City of Pittsburgh, for public use and for highway purposes for the widening of Twenty-nine and a Half street.

Whereas, the Crucible Steel Company of America has dedicated certain property for the opening of a new street along the westerly line of their property from Railroad street to property of J. K. Davison & Bro. by deed dated August 2, 1946, and recorded in the Recorder's Office of Allegheny County on December 19, 1946, and

WHEREAS, the City of Pittsburgh, by Ordinance No. 106, approved March 28, 1947, accepted the dedication of the property so dedicated by the Crucible Steel Company of America for public use for highway purposes, opened the same as a public highway and named the same Twenty-nine and a Half street, fixed the width and position of the sidewalk, roadway, and berm, and established the grade thereof, and

Whereas, the City of Pittsburgh is the owner of property abutting on the westerly line of Twenty-nine and a Half street, and

Whereas, in the judgment of the Mayor and the Council of the City of Pittsburgh, a portion of the property owned by the City of Pittsburgh abutting on the westerly line of Twenty-nine and a Half street should be taken and used for highway purposes for the widening of Twenty-nine and a Half street at the intersection of Railroad street, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. A portion of the property in the Sixth Ward owned by the City of Pittsburgh abutting on the westerly line of Twenty-nine and a Half street at the intersection of Railroad street, shall be and the same is hereby set aside and dedicated for public use for highway purposes for the widening of Twenty-nine and a Half street, the same being more particularly bounded and described as follows, to-wit:

BEGINNING at the intersection of the westerly line of Twenty-nine and a Half street and the northerly line of Railroad street; thence extending westwardly along the northerly line of Railroad street, 30.0 feet to a point of curve; thence eastwardly and northwardly by the arc of a circle deflecting to the left with a radius of 30.0 feet and a central angle of 90° for an arc distance of 47.12 feet to a point of tangent on the westerly line of Twenty-nine and a Half street; thence southwardly, along the westerly line of Twenty-nine and a Half street, 30.0 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to enter upon, take possession of, and appropriate the above described property for highway purposes, in conformity with the provisions of this Ordinance.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 648.

No. 179

AN ORDINANCE — ACCEPTING the dedication of property for the widening of Penn avenue, as shown on the Pennlyn Plan of Lots in the Fourteenth Ward of the City of Pittsburgh, laid out by Penn Apartment Corporation, for

public highway purposes, and widening Penn avenue.

Whereas, Penn Apartment Corporation, a corporation of the State of Pennsylvania, the owner of certain property in the Fourteenth Ward of the City of Pittsburgh, laid out in a plan of lots called "Pennlyn Plan of Lots," has executed a deed of dedication upon said plan for property for the widening of Penn avenue to the City of Pittsburgh and has released the said City from any liability for damages for or by reason of the physical grading of Penn avenue, as widened to the grade of Penn avenue, as now improved; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the dedication of property for the widening of Penn avenue, for public highway purposes, as shown on the "Pennlyn Plan of Lots" in the Fourteenth Ward of the City of Pittsburgh by Penn Apartment Corporation, a corporation of the State of Pennsylvania, shall be and the same is hereby accepted.

Section 2. Penn avenue shall be and the same is hereby widened as a public highway to conform to the widening of the same as shown on the said Pennlyn Plan of Lots.

Section 3. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to enter upon, take possession of, and appropriate the property as so dedicated for the widening of Penn avenue.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 649.

Curbing of Rockford avenue from Woodbourne avenue to McNeilly avenue, including the construction of house laterals therein, and other work incidental thereto including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Rockford avenue from Woodbourne avenue to McNeilly avenue be graded, paved and curbed and house laterals constructed therein, including other work incidental thereto, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Rockford avenue from Woodbourne avenue to McNeilly avenue, including the construction of house laterals therein and other work incidental thereto including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirty-seven Thousand (\$37,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of

No. 180

AN ORDINANCE—Authorizing and directing the Grading, Paving and

Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 650.

No. 181

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Woodbourne avenue from Cedric avenue to Rockford avenue, including the installation of house sewer laterals and other work incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Woodbourne avenue from Cedric avenue to Rockford avenue, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Woodbourne avenue from Cedric avenue to Rockford avenue be graded, paved and curbed, including the installation of house sewer laterals and other work incidental thereto, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts

of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Woodbourne avenue from Cedric avenue to Rockford avenue, including the installation of house sewer laterals and other work incidental thereto, including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Twenty-five Thousand (\$25,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section -3. The costs, damages and expenses of the same shall be assessed and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 651.

No. 182

AN ORDINANCE — Amending Zoning Ordinance No. 372, approved August 9, 1923, by making a change in item (4) of Section 8½.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended as follows:—

Item (4) of Section 8½, "A-B" Residence District, be amended to read:

- (4) Multiple-Dwelling Class "A," excepting apartment hotels, bachelor apartments, studio apartments and kitchenette apartments.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 651.

No. 183

AN ORDINANCE — Amending Zoning

Ordinance No. 372, approved August 9, 1923, Zone Map Sheet Z-N10-E30, by changing from a "B" Residence and First Area District to an "A-B" Residence and Third Area District, all that certain property, now classified "B" Residence District, fronting on the southerly side of Penn avenue extending eastwardly from South Richland street to South Braddock avenue.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z-N10-E30, so as to change from a "B" Residence (U-5) and First Area (A-1) District to an "A-B" Residence (U-4½) Forty-Five Foot (H-2) and Third Area (A-3) District, all that certain property, now classified "B" Residence District, fronting on the southerly side of Penn avenue extending eastwardly from South Richland street to South Braddock avenue.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 12, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 652.

No. 184

AN ORDINANCE — Transferring \$2,160.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1367-7, Wages, Temporary, Employees Electricians, Bureau of Repairs, Department of Lands & Buildings.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$2,160.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1367-7, Wages, Temporary Employees, Electricians, Bureau of Repairs, Department of Lands & Buildings.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 14, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 652.

No. 185

AN ORDINANCE — Declaring the existence of an emergency and appropriating the sum of \$25,000.00 to Code Account 7, City Clean-Up Campaign, from Code Account 42, Contingent Fund.

Whereas, The Mayor and the City Controller have certified the existence of an emergency requiring the appropriation of the sum of \$25,000.00 for the conduct of the City Clean-Up Campaign.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the sum of \$25,000 or so much thereof as may be necessary be and the same is hereby appropriated from Code Account 42, Contingent Fund, to Code Account 7, City Clean-Up Campaign, for the payment of wages, rental charges and expenses in the operation of motor trucks and motor equipment

to be loaned to or rented by the City for use in the City Clean-Up Campaign.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 653.

No. 186

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to request letter-bids for and to enter into a contract for the furnishing, by loan or rental, of five motor trucks and one bulldozer tractor for use in the City Clean-Up Campaign.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works be, and they are hereby authorized and directed to invite letter-bids and to enter into a contract or contracts for the furnishing, by loan or rental, of five motor trucks and one bulldozer tractor for a period not exceeding six (6) months, to be used in the City Clean-Up Campaign; the contracts shall provide for the payment by the City of the pro-rata share of Motor License Registration Fees and insure coverage for the period of use by the City. The rental, if any, for motor trucks shall not exceed the sum of One Dollar per month each; charge to Code Account No. 7, City Clean-Up Campaign.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 653.

No. 187

AN ORDINANCE — Amending Section 61, Department of Public Works, Bureau of Highways and Sewers—Division Offices, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," by adding thereto 5 truck drivers, temporary; 15 laborers, temporary; 2 tractor operators (bulldozer), temporary; and 1 street foreman, temporary.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 61, Department of Public Works, Bureau of Highways and Sewers—Division Offices, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," be and the same is hereby amended by adding thereto the following:

5 truck drivers, temporary.....	
-----	\$2798.10 each per annum
15 laborers, temporary	
-----	\$7.28 each per day
2 tractor operators (bulldozer), ..	
temporary	\$16.40 each per day
1 street foreman, temporary.....	
-----	\$2547.00 per annum

and charge same to Code Account No. 7, City Clean-Up Campaign.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1947.

Approved May 21, 1947.

Ordinance Book 54, Page 653.

No. 188

AN ORDINANCE—Creating and establishing a Bureau of Automotive

equipment in the Department of Public Works, prescribing the powers and duties of the said Bureau, fixing the titles, number and rate of compensation of all employees therein, and amending Section 5, Mayor's Office—Division of Automotive Equipment; Section 39, Department of Public Safety—Garage; Section 53, Department of Public Works—Garage; and Section 66, Department of Public Works, Bureau of Refuse—Division of Garage and Repair Shop, of Ordinance No. 501 entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, to implement the same.

Whereas, The City of Pittsburgh now operates three maintenance and repair garages; and,

Whereas, Greater efficiency of operation can be obtained by combining these three garages under one head and in one bureau; and,

Whereas, The creation of such a bureau can be accomplished without additional cost to the City and without changing the rate of compensation now paid to the personnel of these three garages; Now, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That from and after the approval of this Ordinance, there shall be and there is hereby created the Bureau of Automotive Equipment which shall be attached to and under the control of the Department of Public Works. The head of this Bureau shall be known as "Director of Automotive Equipment."

Section 2. The said Bureau shall have sole charge of maintenance and repair of all automotive equipment owned or controlled by the City of Pittsburgh.

All specifications in relation to the purchase or acquisition by the City of automotive equipment or materials and supplies for use in connection therewith shall first be approved by the Director of Automotive Equipment before transmission to the Department of Supplies.

All requisitions for the purchase and supply of all automotive equipment or

for parts, materials and supplies for use in connection therewith shall first be approved by the Director of Automotive Equipment before transmission to the Department of Supplies.

The sale, exchange or the disposition of all used automotive equipment or of surplus materials and supplies pertaining thereto shall be approved by the Director of Automotive Equipment.

Section 3. Ordinance No. 501 entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, is hereby amended in the following sections:

Section 5. Mayor's Office—Division of Automotive Equipment

Section 39. Department of Public Safety—Garage

Section 53. Department of Public Works—Garage

Section 66. Department of Public Works, Bureau of Refuse—Division of Garage and Repair Shop by transferring the personnel and the rate of compensation in the aforesaid sections to Section 91½, Department of Public Works, Bureau of Automotive Equipment.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1947.

Approved May 31, 1947.

Ordinance Book 54, Page 654.

No. 189

AN ORDINANCE—Authorizing the issuance of warrant in favor of Steel City Piping Co., in the sum of \$811.85, for labor and material furnished the Department of Lands & Buildings for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign warrant in favor of Steel City Piping Co., in the sum of \$811.85, for labor and material furnished the Department of Lands & Buildings for the benefit of the City without previous authority of law, and charge the same to Code Account No. 1364-1, Repairs and Installation of Heating Plants and Stokers.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1947

Approved May 31, 1947.

Ordinance Book 54, Page 655.

No. 190

A N ORDINANCE—Transferring \$2,000 from Code Account No. 1363, Materials, to Code Account No. 1365, Equipment, Bureau of Accounts and Administration, Department of Lands and Buildings.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$2,000.00 from Code Account No. 1363, Materials, to Code Account No. 1365, Equipment, Bureau of Accounts and Administration, Department of Lands and Buildings.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1947.

Approved May 31, 1947.

Ordinance Book 54, Page 656.

No. 191

A N ORDINANCE—Providing for a contract or contracts for oiling athletic fields of the Bureau of Parks and Recreation, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for oiling athletic fields of the Bureau of Parks and Recreation, in accordance with the laws and ordinances governing said City, at a cost not to exceed \$9,200.00, chargeable to and payable from Code Account 1801, Miscellaneous Services, Bureau of Parks and Recreation, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1947.

Approved May 31, 1947.

Ordinance Book 54, Page 656.

No. 192

A N ORDINANCE—Providing for a contract or contracts for altering and improving the Scaife Residence at 1047 Shady avenue, Pittsburgh, and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Lands and Buildings shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for altering and improving the Scaife Residence at 1047 Shady avenue Pittsburgh, in accordance with the laws and ordinances governing said City, in an amount not

exceeding \$10,000.00, including engineering and other necessary expenses, appropriated from and chargeable to Code Account ASTF, Alan Scaife Trust Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1947.

Approved May 31, 1947.

Ordinance Book 54, Page 657.

No. 193

AN ORDINANCE—Providing for a contract or contracts for the Grading, Paving and Curbing of Twenty-nine and a Half street from Railroad street northwardly 432 feet to North line of private right-of-way of the Crucible Steel Company, including the laying of a water line thereon and also the construction of a storm sewer on private right-of-way of the Crucible Steel Company from northerly terminus of Twenty-nine and a Half street to Thirtieth street, and the installation of drainage facilities at Thirtieth street and Railroad street, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Whereas, an agreement has been entered into October 11th, 1946, between the City of Pittsburgh, J. K. Davison and Brother and the Crucible Steel Company of America for the opening and improvement of Twenty-nine and a Half street as described therein, and further, that said agreement provides for the distribution of the cost thereof.

Section 1. That the Mayor and the Director of the Department of Public Works shall be, and they are hereby authorized and directed to advertise for proposals, to award and enter into a contract or contracts for the Grading, Paving and Curbing of Twenty-nine and a Half street from Railroad street northwardly 432 feet to North line of private right-of-way of the Crucible Steel Com-

pany, including the laying of a water line thereon and also the construction of a storm sewer on private right-of-way of the Crucible Steel Company from northerly terminus of Twenty-nine and a Half street to Thirtieth street, and the installation of drainage facilities at Thirtieth street and Railroad street, in accordance with the laws and ordinances governing said City, not exceeding the sum of Twenty-five Thousand (\$25,000.00) Dollars, the life of said improvement to be twenty or more years appropriated from and chargeable to Bond Fund No. 170, General Public Improvement Bonds, 1946 Series A.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1947.

Approved May 31, 1947.

Ordinance Book 54, Page 657.

No. 194

AN ORDINANCE—Providing for a contract or contracts for the construction and reconstruction of sidewalks and curbs, and for the adjustment of structures within sidewalk areas in various locations in the City of Pittsburgh, and for payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction and reconstruction of sidewalks and curbs and for the adjustment of structures within sidewalk areas in various locations in the City of Pittsburgh, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of \$10,000.00, chargeable to and payable from Code Account 1542, Concrete Sidewalks, General Office, Bureau of Engineering.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1947.

Approved May 31, 1947.

Ordinance Book 54, Page 658.

No. 195

AN ORDINANCE—Transferring the sum of \$27,000.00 to Code Account Nos. 1803 and 1804 of the Bureau of Parks and Recreation, from Code Account Nos. 42, Contingent Fund, and 1011, Unallocated Funds, and 1800, 1816, 1818, 1824 and 1828 of the Bureau of Parks and Recreation, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the following sums:

FROM CODE ACCOUNT NOS.

42, Contingent Fund	-----	\$ 1,545.00
1011, Unallocated Funds	-----	20,000.00
1800, General Office Salaries Regular, Bureau of Parks and Recreation	-----	50.00
1816, Grounds and Buildings, Central Division, Salaries Regular	-----	930.00
1818, Grounds and Buildings, South Side Division, Salaries Regular	-----	140.00
1824, Construction and Repairs Division, Salaries Regular	-----	560.00
1828, Division of Recreational Activities, Salaries Regular	-----	3,775.00
		<u>\$27,000.00</u>

TO CODE ACCOUNT NOS.

1803, Gas and Electric, Bureau of Parks and Recreation	-----	\$24,000.00
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1804, Steam, Bureau of Parks and Recreation	-----	3,000.00
		<u>\$27,000.00</u>

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 19, 1947.

Approved May 31, 1947.

Ordinance Book 54, Page 658.

No. 196

AN ORDINANCE—Transferring Bond Fund balances, in the total amount of \$157,975.85 to Bond Fund No. 177, Resurfacing City streets.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the total sum of \$157,975.85 from Bond Funds Nos. 127, 136, 157, 158, 159, 161, 164, 166 and 157-61 to Bond Fund 177, Resurfacing City streets, a purpose consistent with the purposes stated in the ordinance authorizing the borrowing of the above funds as follows:

Bond Fund No.

127	Public Improvement Note, 1936	-----	\$ 746.20
136	Public Work Improvement Notes, 1938	-----	27,422.70
157	General Public Improvement Bonds, 1941	-----	5,857.55
158	General Councilmanic Bond Fund	-----	5,524.65
159	General Public Improvement Bonds 1943, Series "A"	-----	19,128.30
161	General Public Improvement Bond, Series "B" 1943	-----	39,281.66

164	General Public Improvements 1944, Series "A" -----	3,954.48
166	General Public Improvement 1945, Series "A" -----	16,060.11
157-61	Combined Transformer and Public Comfort Station -----	40,000.00

TOTAL-----\$157,975.85

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 26, 1947.

Approved May 31, 1947.

Ordinance Book 54, Page 659.

No. 197

AN ORDINANCE—Appropriating and setting aside the sum of \$157,975.85 in Bond Fund No. 177, Resurfacing City streets, Department of Public Works, for the purchase of asphaltic materials by the City under existing contracts, and for the payment of the cost of re-

surfacing City streets with asphaltic materials furnished by the City, and the work incidental thereto, including regrading and recurbing, by contract, and for the necessary engineering expenses.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the sum of \$157,975.85, or so much thereof as may be necessary, is hereby set aside and appropriated from Bond Fund No. 177, Resurfacing City streets, in the Department of Public Works, for the purchase of asphaltic materials by the City under existing contracts, and for the payment of the cost of resurfacing City streets with asphaltic materials furnished by the City, and the work incidental thereto, including regrading and recurbing, by contract, and for the necessary engineering expenses.

Section 2. The life of the improvements herein authorized will exceed 20 years.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 26, 1947.

Approved May 31, 1947.

Ordinance Book 54, Page 659.

No. 198

AN ORDINANCE—Transferring unexpended balances in C. A. 1021 and in all Code Accounts of the Division of Garage and Repair Shop, Department of Public Safety; Division of Garage and Repair Shop, Department of Public Works, and Division of Garage and Repair Shop, Bureau of City Refuse, Department of Public Works, to Code Accounts in the Bureau of Automotive

Equipment, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the unexpended balances in the various Code Accounts herein listed to Code Accounts as given and created in the Bureau of Automotive Equipment, Department of Public Works:

FROM: C. A. 1021 Salaries, Regular Employees
1411-A-1 Salaries, Regular Employees
1511-A-1 Salaries, Regular Employees
1692 Salaries, Regular Employees

TO: C. A. 1511-A-1 Salaries, Regular Employees, Bureau of Automotive Equipment

FROM: C. A. 1412-A-3 Regular Employees
 1512-A-3 Wages, Regular Employees
 1693 Wages, Regular Employees

TO: C. A. 1512-A-3 Wages, Regular Employees, Bureau of Automotive Equipment

FROM: C. A. 1693-1 Wages, Vacations

TO: C. A. 1512-1 Wages, Vacations, Bureau of Automotive Equipment

FROM: C. A. 1413-B Miscellaneous Services
 1513-B Miscellaneous Services
 1694 Miscellaneous Services

TO: C. A. 1513-B Miscellaneous Services, Bureau of Automotive Equipment

FROM: C. A. 1414-C Supplies
 1514-C Supplies
 1695 Supplies

TO: C. A. 1514-C Supplies, Bureau of Automotive Equipment

FROM: C. A. 1514-1 Gasoline
 1695-1 Gasoline and Oil

TO: C. A. 1514-1 Gasoline, Bureau of Automotive Equipment

FROM: C. A. 1514-2 Oils and Grease

TO: C. A. 1514-2 Oils and Grease, Bureau of Automotive Equipment

TO: C. A. 1514-3 Electric Current

TO: C. A. 1514-3 Electric Current, Bureau of Automotive Equipment

FROM: C. A. 1695-2 Natural Gas

TO: C. A. 1514-4 Natural Gas, Bureau of Automotive Equipment

FROM: C. A. 1415-D Materials
 1515-D Materials
 1696 Materials

TO: C. A. 1515-D Materials, Bureau of Automotive Equipment

FROM: C. A. 1515-1 Automotive Parts
 1696-2 Materials and Parts

TO: C. A. 1515-1 Automotive Parts, Bureau of Automobile Equipment

FROM: C. A. 1515-2 Tires, Tubes and Chains
 1696-1 Tires, Tubes and Chains

TO: C. A. 1515-2 Tires, Tubes and Chains, Bureau of Automotive Equipment

FROM: C. A. 1416-E Repairs
 1516-E Repairs
 1697 Repairs

TO: C. A. 1516-E Repairs, Bureau of Automotive Equipment

FROM: C. A. 1697-1 Tire Recapping

TO: C. A. 1516-1 Tire Recapping, Bureau of Automotive Equipment

FROM: C. A. 1417-F Equipment
 1517-F Equipment
 1698 Equipment

TO: C. A. 1517-F Equipment, Bureau of Automotive Equipment

Section 2. All funds encumbered in the above accounts being transferred shall be similarly encumbered in the respective Code Accounts in the Bureau of Automotive Equipment.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 26, 1947.

Approved May 31, 1947.

Ordinance Book 54, Page 660.

No. 199

AN ORDINANCE—Providing for a contract or contracts for rehabilitating and improving the Phipps Conservatory Building, and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Lands and Buildings shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for rehabilitating and improving the Phipps Conservatory Building, the life of which rehabilitation and improvement will exceed twenty years, in accordance with the laws and ordinances governing said City, in an amount not exceeding \$25,000.00, including engineering and other necessary expenses, appropriated from and chargeable to Bond Fund No. 170-9. Altering Phipps Conservatory Building, General Public Improvement Bonds, 1946, Series A.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 26, 1947.

Approved May 31, 1947.

Ordinance Book 54, Page 661.

No. 200

AN ORDINANCE — Providing for the furnishing and delivery of 2 Sedan Automobiles, for the Department of City Controller, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of 2 Sedan Automobiles for the Department of City Controller, at a cost not to exceed the sum of \$3250.00, including the trade-in of 1 used automobile, payable from Bond Fund No. 175, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided.

The estimated period of usefulness of the above automobiles is hereby stated and determined to be 8 years from the date of approval of this Ordinance.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 26, 1947.

Approved June 5, 1947.

Ordinance Book 54, Page 662.

No. 201

AN ORDINANCE — Providing for the letting of a contract or contracts for the furnishing and delivery of boys' yellow raincoats and caps for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of boys' yellow raincoats and caps for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed the sum of \$2500 00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1499, Bureau of Traffic Planning, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 26, 1947.

Approved June 5, 1947.

Ordinance Book 54, Page 662.

No. 202

A N ORDINANCE — Providing for a contract, or contracts, for cleaning and painting of Allentown No. 1 Water Tank, and appropriating funds for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract, or contracts, for cleaning and painting of Allentown No. 1 Water Tank, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of \$4,-

500.00, which amount is hereby appropriated from and chargeable to Code Account 1786, Repairs, Distribution Division, Bureau of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 26, 1947.

Approved June 5, 1947.

Ordinance Book 54, Page 663.

No. 203

A N ORDINANCE—Providing for a contract or contracts for the replacement of duct lines, dust collector piping, roof repairs and work incidental thereto, at the Asphalt Plant, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award, and enter into a contract or contracts for dismantling and replacing duct lines and dust collector piping, roof repairs and work incidental thereto, at the Asphalt Plant, Department of Public Works, in accordance with the laws and Ordinance governing said City, in an amount not to exceed the sum of \$3,100.00, chargeable to and payable from Code Account No. 1655-8, Repairs, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 26, 1947.

Approved June 5, 1947.

Ordinance Book 54, Page 663.

No. 204

AN ORDINANCE—Authorizing and directing the construction of a public sewer on McClurg street, from a point about 60 feet East of South 32nd street to the existing sewer on South 33rd street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a Public Sewer be constructed on McClurg street, from a point about 60 feet East of South 32nd street to the existing sewer on South 33rd street.

Commencing on McClurg street, at a point about 60 feet East of South 32nd street; thence eastwardly along McClurg street to the existing sewer on South 33rd street. Said sewer to have 6" house lateral sewers extending from the main sewer to points about 1' inside the south curb line.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section I of this ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of Thirty-eight Hundred Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regu-

lating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 26, 1947.

Approved June 5, 1947.

Ordinance Book 54, Page 664.

No. 205

AN ORDINANCE—Authorizing and directing the construction of a public sewer on War way, from a point about 60 feet East of South 32nd street to the existing sewer on South 33rd street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a Public Sewer be constructed on War way, from a point about 60 feet East of South 32nd street to the existing sewer on South 33rd street.

Commencing on War way at a point about 60 feet east of South 32nd street; thence eastwardly along War way to the existing sewer on South 33rd street.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section I

of this ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the

total sum of Thirty-two Hundred Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of the Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 26, 1947.

Approved June 5, 1947.

Ordinance Book 54, Page 664.

No. 206

AN ORDINANCE—Fixing the width and position of the roadway, sidewalk, and berm, and re-establishing the grade of Clayton avenue from the southerly intersection with Perrysville avenue to Divinity street.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the width and position of the roadway, sidewalk, and berm of Clayton avenue, from the southerly intersection with Perrysville avenue to Divinity street, shall be and the same is hereby fixed as follows, to-wit:

The following described line shall be used as a reference line for the purpose of this Ordinance.

BEGINNING on the easterly line of Perrysville avenue at the general southerly intersection of Clayton avenue at a point distant 13.0 feet south of the northerly line of Clayton avenue, said place of beginning to be known as Station 0 + 0.0; thence extending eastwardly, southwardly, and eastwardly, parallel to the street lines, by the following five courses; eastwardly and

southwardly by the arc of a circle deflecting to the right with a radius of 17.0 feet and a central angle of 90° to a point of tangent at Station 0 + 26.70; thence southwardly by the tangent to a point of curve at Station 0 + 84.70; thence southwardly and eastwardly by the arc of a circle deflecting to the left with a radius of 58.0 feet and a central angle of 97° 30' 00" to a point of tangent at Station 1 + 83.40; thence eastwardly by the tangent to an angle point at Station 2 + 18.65; and thence eastwardly by a straight line deflecting 2° 51' 30" to the left to a point of curve at Station 3 + 09.60; thence eastwardly by the arc of a circle deflecting to the left with a radius of 200.0 feet and a central angle of 11° 17' 00" to a point of tangent at Station 3 + 48.99, said point of tangent being 15.0 feet south of the northerly street line; thence eastwardly and northwardly, parallel to the street lines by the following five courses:—eastwardly by the tangent to an angle point at Station 7 + 32.14; thence eastwardly by a straight line deflecting 4° 33' 30" to the right to a point of curve at Station 9 + 48.24; thence eastwardly and northwardly by the arc of a circle deflecting to the left with a radius of 102.50 feet and a central angle of 91° 18' 30" to a point of tangent at Station 11 + 11.59; thence northwardly by the tangent to an angle point at Station 13 + 44.15; and thence northwardly by a straight line deflecting 8° 19' 20" to the left to the southerly line of Langley street at Station 17 + 96.72; thence northwardly by a straight line deflecting 3° 49' 00" to the right to the northerly line of Langley street at Station 18 + 41.82; thence northwardly, parallel to and 13.0 feet east of the westerly line to the southerly 60 foot line of Divinity street west of Clayton avenue to Station 19 - 77.82.

The roadway, from Station 0 + 00 to Station 3 + 03.40, shall have a uniform width of 22.0 feet; thence, to Station 3 + 52.91, a variable width increasing from 22.0 feet to 24.0 feet; thence, to Station 17 + 96.72, a uniform width 24.0 feet; thence, to Station 18 + 41.82, a variable width decreasing from 24.0 feet to 23.0 feet; thence, to Station 19 + 45.51, a uniform width

of 22.0 feet. The center line of the roadway from Station 0 + 0.0 to Station 19 + 45.52 shall coincide with the above described reference line; thence, to Divinity street, the roadway shall have a variable width increasing from 22.0 feet to 32.0 feet, the westerly line thereof being parallel to and 11.0 feet west of the above described reference line.

The westerly and southerly sidewalk, from Station 0 + 0.0 to Station 3 + 15.80, shall have a uniform width of 6.0 feet; thence, to Station 3 + 52.91, the southerly sidewalk shall have a variable width, increasing from 6.0 feet to 8.0 feet; thence, to Station 17 + 96.72, the southerly and easterly sidewalk shall have a uniform width of 8.0 feet; thence, to Station 18 + 41.82, the easterly sidewalk shall have a variable width, decreasing from 8.0 feet to 6.0 feet; thence, to Divinity street, shall have a uniform width of 6.0 feet. The westerly, southerly and easterly sidewalk shall be between the above described roadway and the westerly, southerly and easterly street line throughout.

The easterly and northerly berm, from Station 0 + 0.0 to Station 3 + 03.40 shall have a uniform width of 2.0 feet; thence to Station 3 + 45.07, the northerly berm shall have a variable width, increasing from 2.0 feet to 3.0 feet; thence, to Langley street, the northerly and westerly berm shall have a uniform width of 3.0 feet; thence, to Divinity street, the westerly berm shall have a uniform width of 2.0 feet. The easterly, northerly, and westerly berm shall lie between the above described roadway and the easterly, northerly, and westerly street line throughout.

Section 2. The grade of the center line of the roadway of Clayton avenue from the southerly intersection with Perrysville avenue to Divinity street shall be and the same is hereby re-established as follows, to-wit:

BEGINNING on the easterly line of Perrysville avenue at Station 0 + 0.0, on the above described reference line at an elevation of 1028.36 feet, as now improved; thence rising at the rate of 2.80% to a point of curve at Station 0 + 26.70 to an elevation of 1029.11

feet; thence by a concave parabolic curve to a point of tangent at Station 0 + 56.70 to an elevation of 1031.18 feet; thence rising at the rate of 11.0% to a point of curve at Station 2 + 82.14 to an elevation of 1055.98 feet; thence by a convex parabolic curve to a point of tangent at Station 3 + 82.14 to an elevation of 1063.31 feet; thence rising at the rate of 3.66% to a point of curve at Station 6 + 82.14 to an elevation of 1074.29 feet; thence by a convex parabolic curve to a point of tangent at Station 7 + 82.14 to an elevation of 1076.62 feet; thence rising at the rate of 1.0% to a point at Station 9 + 23.24 to an elevation of 1078.03; thence rising at the rate of 1.60% to a point at Station 9 + 73.24 to an elevation of 1078.83 feet; thence rising at the rate of 1.0% to a point of curve at Station 10 + 61.59 to an elevation of 1079.71 feet; thence by a concave parabolic curve to a point of tangent at Station 11 + 61.59 to an elevation of 1083.31 feet; thence rising at the rate of 6.20% to a point of curve at Station 12 + 94.15 to an elevation of 1091.53 feet; thence by a concave parabolic curve to a point of tangent at Station 13 + 94.15 to an elevation of 1098.37 feet; thence rising at the rate of 7.48% to a point of curve at Station 17 + 01.82 to an elevation of 1121.39 feet; thence by a convex parabolic curve to a point of tangent at Station 18 + 69.32 to an elevation of 1119.44 feet; thence falling at the rate of 9.80% to the southerly 6.0 foot line of Divinity street west of Clayton avenue at Station 19 + 77.82 to an elevation of 1108.86 feet, as now improved.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

/ Passed May 26, 1947.

Approved June 5, 1947.

Ordinance Book 54, Page 665.

No. 207

AN ORDINANCE—Amending Zoning Ordinance No. 372, approved August

9, 1923, Zone Map, Sheet Z—N10—E30, by changing from a "C" Residence District to a "B" Residence District, all those certain properties bounded on the East by WEST WOODLAND ROAD (Private); on the South by the northerly line of property fronting on the northerly side of WILKINS AVENUE; on the West by the easterly lines of the present "B" Residence District east of Murray Hill avenue; and on the North by the southerly lines of said "B" Residence District.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Z—N10—E30, so as to change from a "C" Residence (U-6) District to a "B" Residence (U-5) District all those certain properties bounded on the East by WEST WOODLAND ROAD (Private); on the South by the northerly line of property fronting on the northerly side of WILKINS AVENUE; on the West by the easterly lines of the present "B" Residence District east of MURRAY HILL AVENUE; and on the North by the southerly lines of said "B" Residence District.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 26, 1947.

Approved June 5, 1947.

Ordinance Book 54, Page 667.

No. 208

AN ORDINANCE—Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—W15, by changing from an "A" Residence District to a Neighborhood Retail District all that certain property having 107.28 feet of frontage on the easterly side of Middletown road and being lots numbered 2 to 5 inclusive in the Chartiers City Plan.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing Zone Map Sheet Z—N10—W15, so as to change from an "A" Residence (U-4) to a Neighborhood Retail (U-3½) District, all that certain property having 107.28 feet of frontage on the easterly side of Middletown road and being lots numbered 2 to 5 inclusive in the Chartiers City Plan.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 26, 1947.

Approved June 5, 1947.

Ordinance Book 54, Page 668.

No. 209

AN ORDINANCE—Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N20—O, by changing from a "B" Residence, thirty-five foot, and First Area District to an "A-B" Residence, forty-five foot and Second Area District, all that certain property bounded by the lines of the present "A" Residence District south of Davis avenue and east of Massachusetts avenue, Kalorama way; a line parallel with and distant 45 feet southwardly from the southerly line of lot numbered 2 in the Lewis F. Falck Plan; Fleming avenue; the unnamed 20 foot way at the rear of properties fronting on the northerly side of Davis avenue; the westerly boundary line of the John Phillips Est. Plan; Davis avenue; and the easterly line of lot numbered 2 in the Chas. Falck Plan.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing the Zone Map, Sheet Z—N20—O, so as to change from a "B" Resi-

dence, thirty-five foot (H-1) and First Area (A-1) District to an "A-B" Residence (U-4½), forty-five foot (H-2) and Second Area (A-2) District all that certain property bounded by the lines of the present "A" Residence District south of Davis avenue and east of Massachusetts avenue; Kalorama way; a line parallel with and distant 45 feet southwardly from the southerly line of lot numbered 2 in the Lewis F. Falck Plan; Fleming avenue; the unnamed 20 foot way at the rear of properties fronting on the northerly side of Davis avenue; the westerly boundary line of the John Phillips Est. Plan; Davis Avenue; and, the easterly line of lot numbered 2 in the Chas. Falck Plan.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 26, 1947.

Approved June 5, 1947.

Ordinance Book 54, Page 668.

No. 210

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Haven street from the North curb line of Belhurst street to the North curb line of Chartiers avenue, including other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Haven street from the North curb line of Belhurst street to the North curb line of Chartiers avenue have petitioned the Council of the City of Pittsburgh to enact

an ordinance for the Grading, Paving and Curbing of the same; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Haven street from the North curb line of Belhurst street to the North curb line of Chartiers avenue be graded, paved and curbed, including other work incidental thereto, and that, as may be necessary, approaches be graded on street affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Haven street from the North curb line of Belhurst street to the North curb line of Chartiers avenue, including other work incidental thereto, and including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Twenty Thousand (\$20,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed May 26, 1947.

Approved June 5, 1947.

Ordinance Book 54, Page 669.

No. 211

AN ORDINANCE—Providing for a contract or contracts for furnishing daily lunches to children in the Day Camps during the 1947 summer period of Activities for Children, supervised by the Bureau of Recreational Activities, Department of Parks and Recreation, and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Parks and Recreation shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for furnishing daily lunches to children in the Day Camps during the 1947 summer period of Activities for Children, in accordance with the laws and ordinances governing said City, in an amount not exceeding \$3,500.00, chargeable to and payable from Code Account No. 1801, Miscellaneous Services, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1947.

Approved June 9, 1947.

Ordinance Book 54, Page 670.

No. 212

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of one automobile sedan for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to

advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of one automobile sedan, including the trade-in of one Packard Clipper C-1, for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the sum of \$1900.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1947.

Approved June 9, 1947.

Ordinance Book 54, Page 670.

No. 213

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Harry C. Suehr Company in the sum of \$139.75 for supplies furnished the Department of City Controller for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Harry C. Suehr Company in the sum of \$139.75 for supplies furnished the Department of City Controller for the benefit of the City without previous authority of law, and charge the same to Code Account No. 1049, Supplies, Department of City Controller.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1947.

Approved June 13, 1947.

Ordinance Book 54, Page 671.

No. 214

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$80,107.71 in payment for street lighting service furnished, during the month of May 1947, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Duquesne Light Company in the sum of \$80,107.71 in payment for street lighting service furnished, during the month of May 1947, for the benefit of the City without previous authority of law, and charge same to Code Account 1597-2, Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1947.

Approved June 13, 1947.

Ordinance Book 54, Page 671.

No. 215

AN ORDINANCE—Transferring the sum of \$4,000.00 to Code Account No. 1655-4, Supplies, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works, from Code Account No. 42, Contingent Fund.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$4,000.00 to Code Account No. 1655-4, Supplies, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works, from Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1947.

Approved June 13, 1947.

Ordinance Book 54, Page 672.

No. 216

AN ORDINANCE—Amending Ordinance No. 313, approved July 17, 1946, entitled, "An Ordinance providing for a contract or contracts for the building, altering and improving of the offices at the Administration Building, Schenley Park, Bureau of Parks, Department of Public Works, and all other necessary work in connection therewith, and for the payment of the cost thereof."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Ordinance No. 313, approved July 17, 1946, entitled, "An Ordinance providing for a contract or contracts for the building, altering and improving of the offices at the Administration Building, Schenley Park, Bureau of Parks, Department of Public Works, and all other necessary work in connection therewith, and for the payment of the cost thereof," be amended by striking out the following:

"the offices at the Administration Building, Schenley Park, Bureau of Parks, Department of Public Works" and by inserting the following:
"buildings and play fields in the Department of Parks and Recreation."

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1947.

Approved June 13, 1947.

Ordinance Book 54, Page 672.

No. 217

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Steel plan files for the Department of City Planning, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Steel plan files for the Department of City Planning, at a cost not to exceed the sum of \$1300.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Bond Fund No. 169, Geodetic and Topographic Survey, Department of City Planning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1947.

Approved June 13, 1947.

Ordinance Book 54, Page 672.

No. 218

AN ORDINANCE—Providing for the letting of a contract or contracts

for the furnishing and delivery of X-Ray Equipment for the Department of Public Health, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of X-Ray Equipment for the Department of Public Health, at a cost not to exceed the sum of \$1300.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account T. C. F. (Tuberculosis Control Program), Department of Public Health.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1947.

Approved June 13, 1947.

Ordinance Book, 54, Page 673.

No. 219

AN ORDINANCE—Authorizing the Bureau of Building Inspection to issue to Spear and Company a permit for the erection of a marquee over an entrance on the Oliver avenue side of the building located on the easterly side of Wood street, between Oliver and Sixth avenues, the width of said marquee being in excess of that permitted under sub-section (6) of Section 13 of Ordinance No. 353, approved December 19, 1935.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Bureau of Building Inspection is hereby authorized to issue to Spear and Company a permit for the erection of a marquee, 31 feet 6 inches wide and 7 feet 6 inches deep, over an entrance on the Oliver avenue side of the building located on the easterly side of Wood street, between Oliver and Sixth avenues, said marquee to comply with the provisions of Ordinance No. 353, approved December 19, 1935, except that the width thereof shall exceed the permitted width as prescribed in Sub-section (6) of Section 13, of said Ordinance, the provisions of which sub-section are hereby waived.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1947.

Approved June 13, 1947.

Ordinance Book 54, Page 673.

No. 220

AN ORDINANCE—Authorizing and directing the Superintendent of the Bureau of Building Inspection to issue to the Duquesne University a permit for the erection of a two story frame school building, approximately 39' x 228'10" in size, on the athletic field of said University located at 601 to 727 Bluff street, 1st Ward, to be equipped with exit facilities and other safeguards which are considered adequate by the Superintendent, said buildings to be vacated and razed not later than June 30, 1949

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Superintendent of the Bureau of Building Inspection be and he is hereby authorized and directed to issue to the Duquesne University a permit for the erection of a two story frame school building on the

athletic field of said University located at 601 to 727 Bluff street, 1st Ward, to be approximately 39' x 228'10" in size and to be equipped with exit facilities and other safeguards which are considered adequate by the Superintendent, said buildings to be vacated and razed not later than June 30, 1949.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1947.

Approved June 13, 1947.

Ordinance Book 54, Page 674.

No. 221

AN ORDINANCE—Refixing the width and position of the sidewalks and roadway of Fulton street from Goebel street to Western avenue.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the width and position of the sidewalks and roadway of Fulton street from Goebel street to Western avenue shall be and the same are hereby re-fixed as follows, to-wit:

The easterly and westerly sidewalks shall each have a uniform width of five feet and shall lie along and be parallel to their respective street lines.

The roadway shall have a uniform width of 30 feet lying between the sidewalks as above described.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1947.

Approved June 13, 1947.

Ordinance Book 54, Page 675.

No. 222

AN ORDINANCE — Establishing the grade of Wenzell place from Wenzell avenue to Wenzell avenue.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the grade of the center line of Wenzell place from Wenzell avenue to Wenzell avenue shall be and the same is hereby established as follows, to-wit:

BEGINNING at the southerly 14 foot line of Wenzell avenue at the easterly intersection of Wenzell place at an elevation of 1119.20 feet; thence falling at the rate of 2.10% for a distance of 25.19 feet to a point of curve to an elevation of 1118.67 feet; thence by a concave parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 1118.48 feet; thence rising at the rate of 1.13% for a distance of 57.82 feet to a point of curve to an elevation of 1119.13 feet; thence by a concave parabolic curve for a distance of 120 feet to a point of tangent to an elevation of 114.25 feet; thence rising at the rate of 7.40% for a distance of 144.56 feet to a point of curve to an elevation of 1134.95 feet; thence by a convex parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 1141.40 feet; thence rising at the rate of 5.50% for a distance of 255.05 feet to a point to an elevation of 1155.43 feet; thence rising at the rate of 4.72% for a distance of 172.14 feet to a point of curve to an elevation of 1163.56 feet; thence by a convex parabolic curve for a distance of 40 feet to the southerly 14 foot line of Wenzell avenue at the westerly intersection of Wenzell place to an elevation of 1163.98 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 2, 1947.

Approved June 13, 1947.

Ordinance Book 54, Page 675.

No. 223

AN ORDINANCE—Widening Shadeland avenue from Woodland avenue to a point seventy-two feet southwardly therefrom and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Shadeland avenue, from Woodland avenue to a point seventy-two (72) feet southwardly therefrom, shall be and the same is hereby widened to a variable width by taking for public use for highway purposes, the following described property, to-wit:

BEGINNING at the intersection of the present easterly line of Shadeland avenue and the southerly line of Woodland avenue; thence extending eastwardly along the southerly line of Woodland avenue, 25.0 feet to a point of curve; said point of curve being at the dividing line between property now or late of John M. Fanning and property now or late of Thomas Mlinac and Mary Mlinac, his wife; thence westwardly and southwardly by the arc of a circle deflecting to the left with a radius of 9.73 feet and a central angle of 65° 06' for an arc distance of 11.05 feet to a point of tangent; thence by the tangent, southwardly 13.27 feet to a point of curve; thence southwardly by the arc of a circle deflecting to the left with a radius of 132.0 feet and a central angle of 24° 24' for an arc distance of 56.21 feet to a point of tangent on the easterly line of Shadeland avenue; said point of tangent being at the southerly line of the property now or late of John M. Fanning; thence northwardly along the present easterly line of Shadeland avenue, 72.0 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Shadeland avenue, from Woodland avenue to a point 72 feet southwardly therefrom, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 9, 1947.

Approved June 13, 1947.

Ordinance Book 54, Page 676.

No. 224

AN ORDINANCE—Providing for a contract or contracts for the services of bands to provide music in the public parks, and for other necessary expenses incidental thereto, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts with the lowest responsible bidder or bidders for the services of bands to provide music in the public parks, in accordance with the laws and ordinances governing said City, at a cost not to exceed the sum of \$8,092.00, and for soloists, and community singing leader, in an amount not to exceed \$435.00, and for amplification and other necessary expenses incidental, in an amount not to exceed \$1,473.00, chargeable to and payable from Code Account 1831, Summer Entertainment.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 9, 1947.

Approved June 13, 1947.

Ordinance Book 54, Page 676.

No. 225

AN ORDINANCE—Authorizing the issuance of warrants in favor of Apex Laundry, Inc., in the sum of \$2.47, the Upjohn Company in the sum of \$85.68, Pittsburgh Post Gazette in the sum of \$20.16, Pittsburgh Sun Telegraph in the sum of \$9.60 and the Pittsburgh Press in the sum of \$55.08 for supplies and services furnished to the Department of Public Health without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following in payment for supplies and services furnished the Department of Public Health for the benefit of the City without previous authority of law:

Apex Laundry, Inc., in the sum of \$2.47 chargeable to Code Account 1231, Supplies, Tuberculosis Hospital.

Upjohn Company in the sum of \$85.68 chargeable to Code Account 1231-4, Drug Supplies, Tuberculosis Hospital.

Pittsburgh Post Gazette in the sum of \$20.16 chargeable to Code Account 1258, Miscellaneous Services, Bureau of Smoke Prevention.

Pittsburgh Sun Telegraph in the sum of \$9.60 chargeable to Code Account 1258, Miscellaneous Services, Bureau of Smoke Prevention.

Pittsburgh Press in the sum of \$55.08 chargeable to Code Account 1258, Miscellaneous Services, Bureau of Smoke Prevention.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 9, 1947.

Approved June 20, 1947.

Ordinance Book 54, Page 677.

No. 226

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Fritz Kubitz in the sum of \$200.00 for service rendered the Bureau of Building Inspection without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Fritz Kubitz in the sum of \$200.00 for 40 hours engineering services checking plans in the Bureau of Building Inspection at \$5.00 per hour, without previous authority of law chargeable to and payable from Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 9, 1947.

Approved June 20, 1947.

Ordinance Book 54, Page 678.

No. 227

AN ORDINANCE—Authorizing the issuance of warrants in favor of Babcock and Wilcox Company for \$882.91 and Bailey Meter Company for \$305.14 in payment for repairs to boilers at Ross Pumping Station for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to coun-

tersign, warrants in favor of Babcock and Wilcox Company for \$882.91 and Bailey Meter Company for \$305.14 in payment for repairs to boilers at Ross Pumping Station for the benefit of the City without previous authority of law, and charge same to Code Account 1773, Repairs, Mechanical Division, Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 9, 1947.

Approved June 20, 1947.

Ordinance Book 54, Page 678.

No. 228

AN ORDINANCE—Appropriating and setting aside the sum of \$22,000.00 from Bond Fund 170-2 in the Department of Public Works for public improvements in connection with the County Aid Repaving Program.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the sum of \$22,000.00 or so much thereof as may be necessary is hereby set apart and appropriated from Bond Fund 170-2 in the Department of Public Works, for the cost of the reconstruction and alteration of water lines and appurtenances, and of engineering expenses for the repaving and otherwise improving

Kirkpatrick street from Rose street to Center avenue;

Bayard street, Bigelow boulevard and O'Hara street from Neville street to University place;

Sixth avenue from Grant street to Smithfield street, and from Fifth avenue to Bigelow boulevard; and

Washington place from Fifth avenue to Wylie avenue

as included in the schedule for re-improvement of City streets under the

Commonwealth of Pennsylvania and County of Allegheny Aid Program.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 9, 1947.

Approved June 20, 1947.

Ordinance Book 54, Page 678.

No. 229

AN ORDINANCE — Transferring the sum of \$10,900 from C. A. 42, Contingent Fund, to C. A. 1750, Chemicals, in the Filtration Division, Bureau of Water, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to transfer the sum of \$10,900 from Code Account 42, Contingent Fund, to Code Account 1750, Chemicals—Soda Ash, Chlorine, etc. in the Filtration Division, Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 9, 1947.

Approved June 20, 1947.

Ordinance Book 54, Page 679.

No. 230

AN ORDINANCE—Providing for a contract or contracts for certain public improvements hereinafter set forth, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Whereas, the Council of the City of

Pittsburgh, by Resolution No. 187 approved July 27, 1946, applied to the County of Allegheny and the Commonwealth of Pennsylvania for County Aid in the reimprovement of the highways hereinafter set forth, and upon approval of said application by State and County authorities;

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for certain public improvements hereinafter set forth, in accordance with the laws and ordinances governing said City, not exceeding the sum of \$225,000.00 for the repaving and otherwise improving

Kirkpatrick street from Rose street to Center avenue;

Bayard street, Bigelow boulevard and O'Hara street from Neville street to University place;

Sixth avenue from Grant street to Smithfield street, and from Fifth avenue to Bigelow boulevard; and

Washington place from Fifth avenue to Wylie avenue;

Section 2. The costs of the improvements herein authorized shall be payable from funds otherwise appropriated and from funds received from Allegheny County under the County Aid Repaving Program.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 9, 1947.

Approved June 20, 1947.

Ordinance Book 54, Page 679.

No. 231

AN ORDINANCE—Amending a portion of Section 1 of Ordinance No. 359, entitled, "An Ordinance providing for a contract or contracts for equipment

and appurtenances at Ross Pumping Station, and all work necessary in connection therewith, including engineering expenses, and appropriating funds for the payment of the cost thereof," approved August 30, 1946.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a portion of Section 1 of Ordinance No. 359, entitled, "An Ordinance providing for a contract or contracts for equipment and appurtenances at Ross Pumping Station, and all work necessary in connection therewith, including engineering expenses, and appropriating funds for the payment of the cost thereof," approved August 30, 1946, be amended by striking out the words:

"One 100 M.G.D. pumping unit complete with motor drive,"

and inserting in lieu thereof the words:

"One 100 M.G.D. motor driven pumping unit and a motor drive for spare 100 M.G.D. Pump No. 5, with"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance

Passed June 9, 1947.

Approved June 20, 1947.

Ordinance Book 54, Page 680.

No. 232

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with Frank M. Corace, owner and developer, providing for the grading, paving and curbing, to necessary drainage of Wenzell place from Wenzell avenue to Wenzell avenue, the entire cost and expense to be borne by Frank M. Corace.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the

Director of the Department of Public Works shall be and they are hereby authorized and directed to enter into an agreement, in form approved by the City Solicitor, with Frank M. Corace, providing for the grading, paving and curbing, to include necessary drainage, of Wenzell place from Wenzell avenue to Wenzell avenue, the entire cost and expense to be borne by Frank M. Corace.

Section 2. This Ordinance shall not become effective and no work shall be done on said improvement until an agreement between the said Frank M. Corace, and the City of Pittsburgh, shall be duly executed and recorded in the office of the Recorder of Deeds of Allegheny County. Said agreement to contain the following terms and conditions:

1. The plan of said improvement to be submitted to and approved by the Director of the Department of Public Works.
2. The work and materials used in such improvement shall be under the supervision and inspection of the Department of Public Works.
3. Upon acceptance of the completed work by the Department of Public Works, the City of Pittsburgh shall be responsible for the maintenance of such improvements installed in accordance with the plan approved by the Director of the Department of Public Works.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 9, 1947.

Approved June 20, 1947.

Ordinance Book 54, Page 681.

No. 233

AN ORDINANCE—Granting unto W. D. George and Thomas Fitzgerald, solely as Trustees for Pittsburgh Railways Company, Debtor, a corporation in reorganization under Section 77b of the Bankruptcy Act, and their successors

or assigns, the right to enter upon, use and occupy a portion of East Carson street and South Tenth street and Smithfield street and East Carson street and West Carson street in the City of Pittsburgh, for the purpose of constructing and operating connecting street railway tracks, subject to the terms and conditions herein provided.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That W. D. George and Thomas Fitzgerald, solely as Trustees for Pittsburgh Railways Company, Debtor, a corporation in reorganization under Section 77b of the Bankruptcy Act, and their successors or assigns, shall have the right and they are hereby authorized to enter upon, use and occupy for street railway purposes portions of the street areas at the intersection of East Carson street and South Tenth street and Smithfield street and East Carson street and West Carson street in the City of Pittsburgh, with the right to install, maintain and operate connecting curves and switches to connect the existing lines on said streets operated by the said Trustees, as follows:

Beginning at a point in the westbound track of the Pittsburgh and Birmingham Passenger Railroad Company on East Carson street, said point being situated thirty-two (32) feet, more or less, as measured westwardly along the north curb line of East Carson street from its intersection with the west curb line of South Tenth street; thence by spiral and circular curve northeastwardly ninety-one (91) feet, more or less, to a point of connection with the southbound track of the South Side Passenger Railroad Company on South Tenth street.

Beginning again at a point in the eastbound track of the Pittsburgh & Birmingham Passenger Railroad Company on East Carson street, said point being situated twenty-three (23) feet, more or less, as measured westwardly along the north curb line of East Carson street from its intersection with the west curb line of South Tenth street; thence by spiral and circular curve northeastwardly eighty-

seven (87) feet, more or less, to a point of connection with the northbound track of the South Side Passenger Railroad Company on South Tenth street.

Beginning at a point in the westbound track of the Pittsburgh & Birmingham Passenger Railroad Company on East Carson street, said point being situated one hundred seven (107) feet, more or less, as measured eastwardly along the south curb line of East Carson street from its intersection with the east curb line of Smithfield street; thence by tangent westwardly sixty-seven (67) feet, more or less, to a point; thence by spiral and circular curve southwardly eighty-seven (87) feet, more or less, to a point of connection with the southbound track of the Mt. Washington Street Railway Company on Smithfield street.

Beginning again at a point in the eastbound track of the Pittsburgh & West End Railway Company on West Carson street, said point being situated forty-nine (49) feet, more or less, as measured westwardly along the north curb line of West Carson street from its intersection with the west curb line of Smithfield street; thence by spiral and circular curve southeastwardly eighty-two (82) feet, more or less, to a point of connection with the southbound track of the Mt. Washington Street Railway Company on Smithfield street.

Beginning again at a point in the westbound track of the Pittsburgh & West End Railway Company on West Carson street, said point being situated fifty-five (55) feet, more or less, as measured westwardly along the north curb line of West Carson street from its intersection with the west curb line of Smithfield street; thence by spiral and circular curve southeastwardly one hundred fourteen (114) feet, more or less, to a point of connection with the northbound track of the Mt. Washington Street Railway Company on Smithfield street.

Section 2. That said Trustees and their successors or assigns shall have the right and they are hereby authorized to construct, maintain, operate and

use street railway tracks on the curves hereinbefore mentioned, together with the necessary switches and connections, and to operate cars thereon and to use electricity as a motive power and to erect, maintain and use in the streets hereinbefore mentioned, such posts, poles and other supports as said Company may deem convenient for the support and maintenance of an overhead system for the operation of street railways, subject, however, except as hereinafter otherwise provided, to the provisions of the Ordinance approved February 25, 1890, entitled, "A General Ordinance relating to the entry upon, over or under, or the use or occupation of any street, lane or alley or any part thereof, for any purpose, by passenger or street railway companies, or by companies operating passenger or street railways, and providing reasonable regulations pertaining thereto for the public convenience and safety."

Section 3. The tracks and switches authorized by this Ordinance shall be constructed, and the street paving restored, in compliance with the requirements of the Director of the Department of Public Works of the City of Pittsburgh, according to plans submitted to and approved by him; and all of such work shall be at the sole cost and expense of the said Trustees or their successors or assigns.

Section 4. The said Trustees or their successors or assigns shall maintain in good order, condition and repair the pavement in the street area between the outer rails of the two tracks hereby authorized and a distance of eighteen (18) inches outside the outer rails.

Section 5. The connecting tracks hereby authorized shall not be used as a part of any regularly operated street railway route, but shall be used only temporarily (1) in emergencies when the regular routes using the Smithfield Street Bridge or the Point Bridge cannot be operated by reason of fire, accident, public disaster or other extraordinary occurrence, (2) for the movement of cars to and from shops and yards and (3) for the movement of snow sweepers, other special equipment and occasional chartered service.

Section 6. The construction of the connecting tracks authorized by this Ordinance shall be begun within one year of the date of the final enactment of this Ordinance and completed promptly; otherwise the rights granted by this Ordinance shall cease and determine, and this Ordinance shall thereafter become ineffective. If in such event there shall be any partially installed tracks, the same shall be removed promptly, and the street paving restored, by the Trustees or their successors or assigns, at their sole cost and expense; or the City may do such work and charge the cost thereof to the Trustees or their successors or assigns.

Section 7. The rights granted by this Ordinance shall be limited to the term of ten (10) years from the date of its approval by the Mayor, and shall continue indefinitely thereafter unless and until terminated by another Ordinance of the City of Pittsburgh. Upon the termination of the rights hereby granted by such other Ordinance, the said Trustees or their successors or assigns shall, at their sole cost and expense, remove the tracks and appurtenant equipment hereby authorized and repave the street area with such material and in such manner as the City's Director of the Department of Public Works shall direct. Upon failure of the Trustees or their successors or assigns to do so promptly, the City shall have the right to do such work and charge the cost thereof to the Trustees or their successors or assigns.

Section 8. This Ordinance shall be accepted by said Trustees within thirty (30) days after its passage or approval by certificate of acceptance of all of the conditions and provisions hereof, said certificate to be filed with the Controller of the City of Pittsburgh.

Section 9. This Ordinance shall not become effective until the thirty-first day after it, together with the acceptance hereinbefore referred to, has been filed with the Pennsylvania Public Utility Commission under Section 911 of the Public Utility Law and in the event that the Pennsylvania Public Utility Commission shall institute adverse proceedings as provided therein, then the

effective date shall be the date upon which said Commission enters an Order evidencing its approval.

Section 10. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 9, 1947.

Approved June 20, 1947.

Ordinance Book 54, Page 681.

No. 234

AN ORDINANCE—Vacating Blair street in the 15th Ward of the City of Pittsburgh between Hazelwood avenue and a point approximately 478.48 feet southwardly therefrom, abandoning a certain sewer located on Blair street between said points, reserving to the City the right to enter upon said Blair street after vacation and providing certain terms and conditions.

Whereas, a Petition and affidavit has been filed by the owner of all the property fronting or abutting on Blair street in the 15th Ward of the City of Pittsburgh between Hazelwood avenue and a point approximately 478.48 feet southwardly therefrom in the office of the City Clerk, praying that the Council of the City of Pittsburgh enact an Ordinance for the vacation of said street between said points, and

Whereas, said City of Pittsburgh now maintains on said street, between said points, a certain water line, and

Whereas, in connection with said existing water line, it is desired to reserve to the City of Pittsburgh the right of entry on said Blair street after vacation of the same, and

Whereas, upon vacation of said Blair street, between said points, the City no longer desires to maintain the existing sewer located on said street, Now Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. Blair street, in the 15th Ward of the City of Pittsburgh, from Hazelwood avenue to the southerly end of said street, approximately 478.48 feet southwardly from the southerly line of Hazelwood avenue, as measured along the easterly line of said Blair street, shall be and the same is hereby vacated. The southerly end of Blair street, as above described, is the northerly end of Blair street, as vacated by Ordinance No. 222, approved August 9, 1915.

Section 2. The existing sewer of the City of Pittsburgh located on said Blair street, between Hazelwood avenue and a point approximately 478.48 feet southwardly therefrom, is hereby abandoned.

Section 3. The vacation of Blair street between Hazelwood avenue and a point 478.48 feet southwardly therefrom and the abandonment of the City sewer on Blair street, between said points, are made upon the following terms and conditions to be accepted by the Jones & Laughlin Steel Corporation for itself, its successors and assigns, before said vacation and abandonment shall become effective.

- (a) The City of Pittsburgh reserves the right to continue, maintain, and use the existing water line now located under said street between said points and specifically reserves the right to enter upon the land formerly within the lines of said Blair street, between said points for said purposes.
- (b) The Jones & Laughlin Steel Corporation, for itself, its successors, and assigns, agrees to re-locate, at its own cost and expense, under supervision of the Director of the Department of Public Works, certain portions of the existing water line, as desired by the Jones & Laughlin Steel Corporation.
- (c) The Jones and Laughlin Steel Corporation, for itself, its successors, and assigns, waives all damages, claims, or demands, arising by reason of entry upon and/or construction, maintenance, and repair of the existing and re-located water line on the vacated street and specifically waives any claims for damages by reason of

the failure or bursting of said water line and the consequent flooding of Jones & Laughlin Steel Corporation property.

- (d) The Jones & Laughlin Steel Corporation, for itself, its successors, and assigns, specifically waives any claims for damages by reason of the abandonment of said sewer of said vacated street.
- (e) The Jones & Laughlin Steel Corporation, for itself, its successors, and assigns, agrees, within sixty days from the final passage and approval of this Ordinance to file with the City Controller, an acceptance of the terms and conditions hereof; said acceptance being duly authorized by the Board of Directors of the said Jones & Laughlin Steel Corporation and, upon failure to file such acceptance within sixty (60) days from the passage and final approval of this Ordinance, the same shall be void and of no effect.

Section 4. This ordinance, however, shall not take effect or be of any force or validity unless the Jones & Laughlin Steel Corporation, owner of the property abutting on Blair street in the 15th Ward, between Hazelwood avenue and a point approximately 478.48 feet southwardly therefrom, shall, within thirty days after the passage of this ordinance pay into the Treasury of the City of Pittsburgh the sum of \$1,000.00 for the use of the City of Pittsburgh.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 16, 1947.

Approved June 20, 1947.

Ordinance Book 54, Page 684.

No. 235

AN ORDINANCE—Amending a portion of Section 61, Bureau of Highways and Sewers, Department of Public Works, of Ordinance No. 501, approved

December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a portion of Section 61, Bureau of Highways and Sewers, Department of Public Works, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof" shall be amended by striking out the lines which read:

Hoisting and Portable Steam and Motor Engineer (240) days-----
-----\$17.20 per day

Apprentice Hoisting and Portable Steam and Motor Engineer, 240 days -----
-----\$10.80 per day

Seven Tractor Operators (Bulldozer) 240 days each-----
-----\$16.40 ea. per day

and inserting in lieu thereof:

Hoisting and Portable Steam and Motor Engineer -----
-----\$17.20 per day

Apprentice Hoisting and Portable Steam and Motor Engineer-----
-----\$10.80 per day

Seven Tractor Operators (Bulldozer) -----
-----\$16.40 ea. per day

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 16, 1947.

Approved June 26, 1947.

Ordinance Book 54, Page 685.

No. 236

AN ORDINANCE—Authorizing the issuance of warrants in favor of the Pittsburgh Auto Equipment Company, in the sum of \$129.78, et al., for auto-

motive parts, typewriter ribbons, blue printing, electroplate, text book, for the Department of Public Works, Department of Public Health and Department of Public Safety, without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to counter-sign warrants as follows:

Pittsburgh Auto Equipment Company in the sum of \$129.78 for automotive parts furnished the Bureau of City Refuse, payable from Code Acct. No. 1515-1, Materials, Bureau of City Refuse, Department of Public Works,

Underwood Corp., in the sum of \$8.80 for typewriter ribbons furnished the Bureau of Parks and Recreation, payable from Code Acct. No. 1802, Supplies, Bureau of Parks and Recreation, Department of Public Works,

B. K. Elliott Co., in the sum of \$11.00 for blue printing furnished the Bureau of Parks and Recreation, payable from Code Acct. No. 1802, Supplies, Bureau of Parks and Recreation, Department of Public Works,

Remington Rand, Inc., in the sum of \$25.00 for 1 electroplate furnished the Bureau of Infectious Diseases, payable from Code Acct. No. T.C.F., Department of Public Health,

Association Press in the sum of \$2.75 for 1 text book furnished the Bureau of Parks and Recreation, payable from Code Acct. No. 1808, Equipment, Bureau of Parks and Recreation, Department of Public Works,

Elmerman Cadillac LaSalle Co. in the sum of \$2.15 for Cadillac parts furnished the Public Works Garage, payable from Code Acct. No. 1515-1, Automotive Parts, Department of Public Works.

Coyne and Evans, Inc., in the sum of \$48.76 for automotive parts furnished the Municipal Garage & Repair Shop, payable from Code Acct. No. 1515-1, Materials, Department of Public Safety,

International Harvester Co., in the sum of \$30.13 for automotive parts furnished the Bureau of City Refuse, payable from Code Acct. No. 1515-1, Materials, Bureau of City Refuse, Department of Public Works.

All of the above purchases were made and services rendered without previous authority of law.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 16, 1947.

Approved June 26, 1947.

Ordinance Book 54, Page 686.

No. 237

AN ORDINANCE — Providing for the letting of a contract or contracts for the furnishing and delivery of Miscellaneous Equipment for the Department of Parks and Recreation, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Miscellaneous Equipment for the Department of Parks and Recreation, at a cost not to exceed the sum of \$5,000.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Bond Fund No. 167, Department of Parks and Recreation.

The estimated period of usefulness of the above Miscellaneous Equipment is hereby stated and determined to be 8 years from the date of approval of this Ordinance.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 16, 1947.

Approved June 26, 1947.

Ordinance Book 54, Page 687.

No. 238

AN ORDINANCE — Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-O-E15, by changing from an "A" Residence District to a Commercial District, all that certain property bounded by Monastery street; the line of the present Commercial District north of South 18th street; Lehrman way; and a line parallel with and distant 96 feet southwardly from St. Martin street.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, shall be and the same is hereby amended by changing the Zone Map, Sheet Z-O-E15, so as to change from an "A" Residence (U-4) District to a Commercial (U-3) District, all that certain property bounded by Monastery street; the line of the present Commercial District north of South 18th street; Lehrman way; and a line parallel with and distant 96 feet southwardly from St. Martin street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 16, 1947.

Approved June 26, 1947.

Ordinance Book 54, Page 687.

No. 239

AN ORDINANCE — Amending Zoning Ordinance No. 372, approved

August 9, 1923, Zone Map, Sheet Z-N10-E30, by changing from a "B" Residence, Thirty-Five Foot and First Area District to an "A" Residence, Forty-Five Foot and Second Area District, all those certain properties, now or late of F. Mellon and S. M. Wolfe, fronting on the easterly side of North Negley avenue extending northwardly from Rippey street to Margaretta street.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, shall be and the same is hereby amended by changing the Zone Map, Sheet Z-N10-E30, so as to change from a "B" Residence (U-5), Thirty-Five Foot (2-1) and First Area (A-1) District to an "A" Residence (U-4), Forty-Five Foot (H-2) and Second Area (A-2) District, all those certain properties, now or late of F. Mellon and S. M. Wolfe, fronting on the easterly side of North Negley avenue extending northwardly from Rippey street to Margaretta street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same is hereby repealed so far as the same affects this Ordinance.

Passed June 16, 1947.

Approved June 26, 1947.

Ordinance Book 54, Page 688.

No. 240

AN ORDINANCE — Vacating Schmeltz street, in the Thirty-first ward of the City of Pittsburgh, from Baldwin road to the right-of-way of the Pittsburgh Railways Company.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Schmeltz street, in the Thirty-first ward of the City of Pittsburgh, from Baldwin road to the right-of-way of the Pittsburgh Railways Company, be and the same is hereby vacated.

Section 2. This vacation is made subject to the City sewers now constructed in, under and across the portion of the said vacated street, and the City of Pittsburgh reserves the right and privilege to maintain, repair, construct and re-construct the said sewers or other public sewers in, under and across the said portion of the vacated street.

Section 3. This ordinance, however, shall not take effect or be of any force or validity unless the Homestead Provision and Packing Company, owner of the property abutting on Schmeltz street, from Baldwin road to the right-of-way of the Pittsburgh Railways Company, shall, within thirty days after the passage of this ordinance pay into the Treasury of the City of Pittsburgh the sum of Fifty Dollars for the use of the City of Pittsburgh.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 16, 1947.

Approved June 26, 1947.

Ordinance Book 54, Page 688.

No. 241

AN ORDINANCE — Transferring \$1.-250.00 to Code Account 1643, Wages Temporary Employees, April to June, from Code Account 1645, Wages Temporary Employees, October to December, both within the Bureau of Highways and Sewers, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

SECTION 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,250.00 to Code Account 1643, Wages, Temporary Employees, April to June, from Code Account 1645, Wages Temporary Employees, October to December, both within the Bureau of Highways and Sewers, Department of Public Works.

SECTION 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 1, 1947.

Ordinance Book 54, Page 689.

No. 242

AN ORDINANCE—Supplementing Section 49, Department of Public Safety, Bureau of Traffic Planning, of Ordinance 501, entitled, "An Ordinance fixing the number of officers and employees of all departments, of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 49, Department of Public Safety, Bureau of Traffic Planning of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, shall be and the same is supplemented as follows:

Four (4) Traffic Equipment Cleaner
& Inspector \$2550 each per annum

Two (2) Painters—100 days-----
-----\$14.80 each per day

One (1) Sign Painter Helper—
140 days -----\$11.60 per day

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 2, 1947.

Ordinance Book 54, Page 689.

No. 243

AN ORDINANCE—Authorizing the issuance of a warrant in favor of John F. Casey Company in the sum of \$1,000.00 in payment for furnishing and installing a motor controller at Ross Pumping Station for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John F. Casey Company in the sum of \$1,000.00 in payment for furnishing and installing a motor controller at Ross Pumping Station for the benefit of the City without previous authority of law, and charge same to Bond Fund 164-5, Ross Pumping Station Equipment, Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 2, 1947.

Ordinance Book 54, Page 690.

No. 244

AN ORDINANCE — Transferring the sum of \$1,667.44 from C. A. 1757, 1760, 1762 and 1765 to C. A. 1758 and 1763 in the Bureau of Water, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to make the following transfers between code accounts of the Bureau of Water:

FROM CODE ACCOUNT NOS.:

1757—Wages, Regular Laborers,
January to March -----\$259.94

1760—Wages, Regular Laborers,
October to December ----- 540.06

1762—Wages, Temporary Laborers,
January to March ----- 207.50

1765—Wages, Temporary Laborers,
October to December ----- 659.94

\$1,667.44

TO CODE ACCOUNT NOS.:

1758—Wages, Regular Laborers,
April to June ----- \$800.00

1763—Wages, Temporary Laborers,
April to June ----- 867.44

\$1,667.44

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 2, 1947.

Ordinance Book 54, Page 690.

No. 245

AN ORDINANCE — Transferring \$2,-

500.00 to Code Account 1817, Central Division, Wages Temporary Employees, and \$3,000.00 to Code Account 1827, Forestry Division, Wages Temporary Employees, from Code Account 1815, Weed Control, all within the Department of Parks and Recreation.

Whereas, The Mayor and the City Controller having declared the existence of an emergency in the Department of Parks and Recreation, requiring the transfer of additional funds for Weed Control.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the following sums:

TO CODE ACCOUNT NOS.:

1817, Central Division, Wages
Temporary Employees ----\$2,500.00

1827, Forestry Division, Wages
Temporary Employees ---- 3,000.00

\$5,500.00

FROM CODE ACCOUNT NO.:

1815, Weed Control -----\$5,500.00

all within the Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 2, 1947.

Ordinance Book 54, Page 691.

No. 246

AN ORDINANCE — Transferring \$1,-000.00 from Code Account 1010, All Nations Independence Day Celebration, to Code Account 1801, Miscellaneous Services, Department of Parks and Recreation.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$1,000.00 from Code Account 1010, All Nations Independence Day Celebration, to Code Account 1801, Miscellaneous Services, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 5, 1947.

Ordinance Book 54, Page 691.

No. 247

AN ORDINANCE — Transferring \$1,-125.00 from Code Account No. 1480, Cable Installation, to Code Account No. 1477, Equipment and Machinery, Bureau of Electricity, Department of Public Safety.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller shall be and is hereby authorized and directed to transfer the sum of \$1,125.00 from Code Account 1480 to Code Account No. 1477, Equipment and Machinery, Bureau of Electricity, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 5, 1947.

Ordinance Book 54, Page 692.

No. 248

AN ORDINANCE — Transferring \$25,-584.00 from Code Account No. 42, Contingent Fund, to the following Code Accounts, Bureau of Traffic Planning, Department of Public Safety:

Code Account No. 1488—Salaries,
Regular Employees -----\$5,500.00

Code Account No. 1489—
Wages, Temporary Em-
ployees ----- 4,584.00

Code Account No. 1490—
Miscellaneous Services---- 6,000.00

Code Account No. 1494—
Materials ----- 800.00

Code Account No. 1496—
Equipment ----- 8,700.00

Total-----\$25,584.00

Whereas, The Mayor and the City Controller having declared the exist-

ence of an emergency in the Bureau of Traffic Planning, Department of Public Safety, requiring the transfer of additional funds for salaries, wages, materials and equipment.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller shall be and he is hereby authorized to transfer \$25,584.00 from Code Account No. 42, Contingent Fund, to the following Code Accounts, Bureau of Traffic Planning, Department of Public Safety:

Code Account No. 1488— Salaries, Regular Employees	\$ 5,500.00
Code Account No. 1489— Wages, Temporary Employees	4,584.00
Code Account No. 1490— Miscellaneous Services	6,000.00
Code Account No. 1494— Materials	800.00
Code Account No. 1496— Equipment	8,700.00
Total	\$25,584.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 5, 1947.

Ordinance Book 54, Page 692.

No. 249

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Safety to extend the lease between the City of Pittsburgh and the Gamewell Company of Pittsburgh, for the leasing and rental of fire alarm and equipment in the North Side Temporary Fire Alarm Office at Arch and Erie streets, and providing for the cancellation of said lease.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Safety be and they are hereby authorized and directed to extend the lease between the City of Pittsburgh and the Gamewell Company of Pittsburgh, and continue the rental for one year from September 1st, 1947, to August 31st, 1948, at the stipulated monthly rental of \$300.00, for the leasing of a fire alarm and equipment in the North Side temporary fire alarm office, third floor, Municipal building, Arch and Erie streets; with the further covenant and agreement that, if the City of Pittsburgh shall purchase and install a new fire alarm and equipment at said location before the expiration of the present lease as renewed, this agreement shall be cancelled and rendered void at the completion of the installation of the new equipment, if so purchased.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 5, 1947.

Ordinance Book 54, Page 693.

No. 250

AN ORDINANCE — Providing for a contract or contracts for the repairs, improvements and alterations to the building and its mechanical equipment at S. 10th street and Bingham street, in the South Side, now known as the H. W. Oliver Bath House, and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Lands and Buildings shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for repairing, improving and altering the H. W. Oliver Bath House and its mechanical

equipment, in an amount not exceeding \$6,000.00, including engineering and other necessary expenses, appropriated from and chargeable to Code Account OBH, H. W. Oliver Bath House.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 5, 1947.

Ordinance Book 54, Page 693.

No. 251

AN ORDINANCE—Providing for the letting of a contract or contracts for the replacement of the ramp to the second floor of the City-owned building at 617 Second avenue for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of Lands and Buildings shall be and they are hereby authorized, empowered and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the replacement of the ramp to the second floor of the City-owned building at 617 Second avenue for the Bureau of Traffic Planning, Department of Public Safety, at a cost not to exceed \$2,500.00, to be charged to and payable from Code Account No. 1490, Miscellaneous Services, all in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the several Supplements and Amendments thereto and the Ordinances of Council in such cases made and provided.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 5, 1947.

Ordinance Book 54, Page 694.

No. 252

AN ORDINANCE—Providing for the letting of a contract or contracts for the purchase of six trucks and one automobile for the Bureau of Traffic Planning, Department of Public Safety, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the purchase of six trucks and one automobile at a cost not to exceed \$8,700.00, for the Bureau of Traffic Planning, Department of Public Safety, payable from Code Account No. 1496, Item F, Equipment, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the several supplements and amendments thereto, and the ordinances of Council in such cases made and provided.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 5, 1947.

Ordinance Book 54, Page 694.

No. 253

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Maple avenue from a point approximately 85 feet North of Legion street to Hawkins avenue, including other work incidental thereto, including as may be necessary, the grading of

approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Maple avenue from a point approximately 85 feet North of Legion street to Hawkins avenue be graded, paved and curbed, including other work incidental thereto, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Maple avenue, from a point approximately 85 feet North of Legion street to Hawkins avenue, including other work incidental thereto, including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Twelve Thousand (\$12,000.00) Dollars which is the estimate of the whole cost as furnished by Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 5, 1947.

Ordinance 54, Page 695.

No. 254

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Shadycrest road between Shadycrest drive and South Line of Shadycrest Village No. 2 Plan, including other work incidental thereto and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Shadycrest road between Shadycrest drive and South line of Shadycrest Village No. 2 Plan have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Shadycrest road between Shadycrest drive and South line of Shadycrest Village No. 2 Plan, be graded, paved and curbed, including other work incidental thereto, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Shadycrest road between Shadycrest drive and South line of Shadycrest Vil-

lage No. 2 Plan, including other work incidental thereto, and including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Twenty-one Thousand (\$21,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 5, 1947.

Ordinance Book 54, Page 696.

No. 255

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Shadycrest Court, from the southerly terminus thereof, to Shadycrest road, including other work incidental thereto and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting up the line of Shadycrest Court, from the southerly terminus

thereof, to Shadycrest road have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Shadycrest Court, from the southerly terminus thereof, to Shadycrest road, be graded, paved and curbed, including other work incidental thereto, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Shadycrest Court, from the southerly terminus thereof, to Shadycrest road, including other work incidental thereto, and including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Twelve Thousand (\$12,000) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 5, 1947.

Ordinance Book 54, Page 697.

No. 256

AN ORDINANCE—Vacating an unnamed Way situate 68.5 feet North of West Park way from West Diamond street to an unnamed way 140 feet westwardly therefrom.

Whereas, it appears by the Petition and Affidavit on file in the Office of the City Clerk, that all the owners of the property fronting or abutting on the lines of an unnamed way situate 68.5 feet North of West Park way from West Diamond street to an unnamed way 140 feet westwardly therefrom, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. An unnamed way situate 68.5 feet North of West Park way from West Diamond street to an unnamed way 140 feet westwardly therefrom, shall be and the same is hereby vacated.

Section 2. This ordinance, however, shall not take effect or be of any force or validity unless The Buhl Foundation, owner of the property abutting on Unnamed way, from West Diamond street to an Unnamed way 140 feet westwardly therefrom, shall, within thirty days after the passage of this ordinance pay into the Treasury of the City of Pittsburgh the sum of \$50.00 for the use of the City of Pittsburgh.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 24, 1947.

Approved July 5, 1947.

Ordinance Book 54, Page 697.

No. 257

AN ORDINANCE—Amending a portion of Sections 81, 82, 83, 84, 85, 86

and 87, Department of Parks and Recreation, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946, by deleting the limitation on time of employment of certain employees.

Whereas, The Mayor and the City Controller having declared the existence of an emergency in the Department of Parks and Recreation by deleting the limitation on time of employment of certain employees.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a portion of Sections 81, 82, 83, 84, 85, 86 and 87, Department of Parks and Recreation, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, shall be amended by deleting the limitation on time of employment of certain employees and to read:

Section 81.

7 Greenhouse Attendants ----- \$7.65 each per day

Section 82.

6 Animal Keepers --- 7.65 each per day

Section 83.

Laborers ----- 7.28 each per day

Checkers ----- .62 each per hour

Section 84.

Checkers ----- .62 each per hour

Section 85.

Checkers ----- .62 each per hour

Section 86.

Checkers ----- .62 each per hour

Section 87.

2 Skilled Laborers --- 8.37 each per day

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 30, 1947.

Approved July 11, 1947.

Ordinance Book 54, Page 698.

No. 258

AN ORDINANCE — Transferring the sum of \$10,000.00 from Code Account 42, Contingent Fund, to Code Account 1231-4, Drug Supplies, Tuberculosis Hospital, Department of Public Health.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$10,000.00 from Code Account 42, Contingent Fund, to Code Account 1231-4, Drug Supplies, Tuberculosis Hospital, Department of Public Health.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 30, 1947.

Approved July 11, 1947.

Ordinance Book 54, Page 699.

No. 259

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Dravo Corporation for \$18,699.01, in payment for materials furnished, inspection, servicing and repairs of pumping units No. 1 and 2, Ross Pumping Station, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Dravo Corporation in the sum of

\$18,699.01, in payment for materials furnished, inspection, servicing and repairs of pumping units No. 1 and 2, Ross Pumping Station, for the benefit of the City without previous authority of law, and charge same to Code Account No. 1773, Repairs, Mechanical Division, Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 30, 1947.

Approved July 11, 1947.

Ordinance Book 54, Page 699.

No. 260

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of one Chassis for the Bureau of Fire, Department of Public Safety and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of one Chassis for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the sum of \$3,500.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 30, 1947.

Approved July 11, 1947.

Ordinance Book 54, Page 700.

No. 261

AN ORDINANCE—Providing for a contract or contracts for the repaving and/or otherwise improving of Heinz street, East Ohio street and Thirty-second street, and for the payment of the cost thereof.

Whereas, the recent damage caused by breaks in City water mains necessitates the repaving of Heinz street between South Canal street and Carpenter way, a section of East Ohio street in the 1400 block, and reconstruction of curb and sidewalk on Thirty-second street between Liberty avenue and Spring way.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the repaving and/or otherwise improving of Heinz street, East Ohio street and Thirty-second street, in accordance with the laws and ordinances governing said City, up to and not exceeding the amount of Fifteen Thousand (\$15,000.00) Dollars, \$10,000.00 to be chargeable to and payable from Bond Fund 166-6 and \$5,000.00 from Bond Fund 166-10, General Public Improvement Bonds, 1945, Series A.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 7, 1947.

Approved July 11, 1947.

Ordinance Book 54, Page 700.

No. 262

AN ORDINANCE—Declaring the need for the creation of a Parking Authority, to function within the territorial limits of the City of Pittsburgh, signifying the intention of the City of Pittsburgh to organize such an Authority, and authorizing the proper officers to file Articles of Incorporation with the Secretary of the Commonwealth pursuant to the Parking Authority Law, approved June 5, 1947.

Whereas, it has been determined by Council of the City of Pittsburgh, and it is hereby declared as a matter of legislative finding, that due to the increasing number of persons entering the business sections of the City by private automobile, and the greatly increased number of motor vehicles of all kinds, the parking of motor vehicles on the streets of the City has led to serious traffic congestion in the City of Pittsburgh, endangering the health, safety and welfare of the general public; and,

Whereas, it has been found that this parking crisis can be alleviated by the creation of a Parking Authority, to provide sufficient off-street parking facilities properly located in the various areas of the City of Pittsburgh; and,

Whereas, the Parking Authority Law, approved June 5, 1947, authorizes the City of Pittsburgh to file with the Secretary of the Commonwealth Articles of Incorporation for a Parking Authority, to function within the territorial limits of the City of Pittsburgh; now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That pursuant to the provisions of the Parking Authority Law, approved June 5, 1947, the City of Pittsburgh declares the need, in the interest of public safety, convenience and welfare, for the creation of a Parking Authority, to function within the territorial limits of the City of Pittsburgh, to provide off-street parking facilities for the relief of traffic congestion in certain areas, and signifies

the intent to organize such a Parking Authority.

Section 2. That the Mayor and the City Solicitor be and they are hereby authorized and directed to prepare and file with the Secretary of the commonwealth Articles of Incorporation for the creation of a body politic to be known as Public Authority of Pittsburgh, to function within the territorial limits of the City of Pittsburgh, and to enjoy and exercise all the powers, privileges and authorities set forth in the Parking Authority Law, approved June 5, 1947, and all other powers necessary or incidental thereto.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 7, 1947.

Approved July 11, 1947.

Ordinance Book 54, Page 701.

No. 263

AN ORDINANCE—Declaring the intention of the City of Pittsburgh to acquire fee simple title to the property known as the Diamond Market House, situate at the intersection of Diamond and Market streets, City of Pittsburgh; authorizing and directing the City Solicitor to proceed to acquire fee simple title to the said Diamond Market House property under the provisions of the Act of July 2, 1937, P. L. 2793, and authorizing and directing the Mayor and the Director of the Department of Lands and Buildings to advertise for sale and to sell and convey the Diamond Market House property to the highest responsible bidder at public sale.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City of Pittsburgh hereby declare the intention to acquire a fee simple title under the provisions of the Act of July 2, 1937, P. L. 2793, to that certain tract of land located in the First and Second

wards of the City of Pittsburgh and situate at the intersection of Diamond and Market streets, bounded and described as follows:

BEGINNING at the northwest corner of property known as the Diamond Market House; thence along the said property in an easterly direction along Market Place a distance of 190 feet; thence extending along said property in a southerly direction along Market Place a distance of 169.65 feet; thence extending along said property in a westerly direction along said Market Place a distance of 190 feet; thence extending along said property in a northerly direction along said Market Place a distance of 169.65 feet, to the place of beginning, reserving and excepting therefrom the easements for Diamond and Market streets.

TOGETHER with an easement across and above Market street for the existing bridge connecting the easterly and westerly buildings.

TOGETHER also with the existing two easements across and above Diamond street.

HAVING erected thereon two three-story brick buildings connected by a bridge over Market street, as the same is shown on the G. M. Hopkins Atlas of the City of Pittsburgh, Volume 1, at page 2; said Atlas being on file in the Division of Surveys, Department of Public Works, City of Pittsburgh.

Section 2. That the City Solicitor is hereby authorized and directed to proceed under the provisions of the Act of July 2, 1937, P. L. 2793, to acquire a fee simple title to the said Diamond Market House property.

Section 3. That the Mayor and the Director of the Department of Lands and Buildings are hereby authorized and directed to advertise for sale and to sell and convey the Diamond Market House property to the highest responsible bidder at public sale, subject to the approval of City Council.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed so far as the same affects this Ordinance.

Passed July 7, 1947.

Approved July 11, 1947.

Ordinance Book 54, Page 702.

No. 264

AN ORDINANCE—Authorizing the issuance of a warrant in favor of John W. Kelly, 3482 Beechwood boulevard, in the sum of \$115.00, for services rendered the Supervision of City Stables, Office of the Mayor, without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John W. Kelly, 3482 Beechwood boulevard, in the sum of \$115.00, for services rendered the Supervision of City Stables, Office of the Mayor, without previous authority of law, chargeable to and payable from Code Account No. 1041, Supervision of City Stables, Office of the Mayor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of th's Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 7, 1947.

Approved July 18, 1947.

Ordinance Book 54, Page 702.

No. 265

AN ORDINANCE — Transferring the sum of \$900.00 from Code Account 42, Contingent Fund, to Code Account 1030, Miscellaneous Services, and Code Account 1033, Equipment, Traffic Court, Mayor's Office.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$900.00 from Code Account 42, Contingent Fund, to the following Code Accounts in the Office of the Mayor:

Code Account Nos.:	Amount
1030, Miscellaneous Services, Traffic Court	\$350.00
1033, Equipment, Traffic Court	550.00
	\$900.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of th's Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 7, 1947.

Approved July 18, 1947.

Ordinance Book 54, Page 703.

No. 266

AN ORDINANCE — Transferring the sum of \$16,300.00 from Code Account Nos. 1513, 1514, 1515 and 1516 to Code Account Nos. 1514-2, 1514-3, 1515-1, 1515-2, 1516-1 and 1671, Bureau of Automotive Equipment and Bureau of City Refuse, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

That the City Controller be and he is hereby authorized and directed to transfer the sums within the code accounts of the Bureau of Automotive Equipment and the Bureau of City Refuse, Department of Public Works, as follows:

FROM CODE ACCOUNT NOS.:

1513—Miscellaneous Service—Bureau of Automotive Equipment	\$ 300.00
1514—Supplies — Bureau of Automotive Equipment	5,500.00

1515—Materials — Bureau of
Automotive Equipment - 9,000.00

1516—Repairs — Bureau of
Automotive Equipment - 1,500.00

TO CODE ACCOUNT NOS.:

1514-2—Oils and Grease—Bu-
reau of Automotive
Equipment ----- \$5,000.00

1514-3—Electric Current—Bu-
reau of Automotive
Equipment ----- 500.00

1515-1—Automotive Parts—Bu-
reau of Automotive
Equipment ----- 2,000.00

1515-2—Tires, Tubes and
Chains—Bureau of
Automotive Equipment 7,000.00

1516-1—Tire Recapping—Bu-
reau of Automotive
Equipment ----- 1,500.00

1671 —Miscellaneous Services
—Bureau of City Re-
fuse ----- 300.00

Section 2. That any Ordinance or
part of Ordinance, conflicting with the
provisions of this Ordinance, be and
the same is hereby repealed so far as
the same affects this Ordinance.

Passed July 7, 1947.

Approved July 18, 1947.

Ordinance Book 54, Page 703.

No. 267

AN ORDINANCE—Transferring the
sum of \$600.00 from Code Account
No. 1270, Salaries, Regular Employees,
Division of Housing and Sanitary In-
spection, to C. A. No. 1266, Supplies
and C. A. No. 1269, Equipment, Di-
vision of Plumbing and House Drainage
and C. A. No. 1272, Supplies, Division
of Housing and Sanitary Inspection,
Department of Public Health.

*The Council of the City of Pitts-
burgh hereby enacts as follows:*

Section 1. That the City Controller
be and he is hereby authorized and

directed to transfer the following with-
in the various code accounts of the
Department of Public Health:

FROM CODE ACCOUNT NO.:

1270—Salaries, Regular Em-
ployees, Div. of Housing
and Sanitary Inspection...\$600.00

TO CODE ACCOUNT NOS.

1266 Supplies, Division of
Plumbing and House
Drainage ----- \$200.00

1269 Equipment, Division of
Plumbing and House
Drainage ----- 200.00

1272 Supplies, Division of
Housing and Sanitary In-
spection ----- 200.00

\$600.00

Section 2. That any Ordinance or
part of Ordinance, conflicting with the
provisions of this Ordinance, be and the
same is hereby repealed so far as the
same affects this Ordinance.

Passed July 7, 1947.

Approved July 18, 1947.

Ordinance Book 54, Page 704.

No. 268

AN ORDINANCE — Providing for a
contract or contracts for the re-
pairs, improvements and alterations to
the building known as No. 2 Police
Station, Bureau of Police, and for the
payment of the costs thereof.

*The Council of the City of Pitts-
burgh hereby enacts as follows:*

Section 1. That the Mayor and the
Director of the Department of Lands
and Buildings shall be and they are
hereby authorized and directed to ad-
vertise for proposals, award and enter
into a contract or contracts for repair-
ing, improving and altering No. 2 Po-
lice Station, Bureau of Police, in an
amount not exceeding \$7,000.00, in-
cluding engineering and other neces-
sary expenses, appropriated from and

chargeable to Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 7, 1947.

Approved July 18, 1947.

Ordinance Book 54, Page 705.

No. 269

AN ORDINANCE — Repealing Ordinance No. 115 entitled, "An Ordinance providing for a contract or contracts for equipment and building repairs and appurtenances at Ross and Howard Pumping Stations, and appropriating funds for the payment of the cost thereof," approved April 10, 1947.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Ordinance No. 115 entitled, "An Ordinance providing for a contract or contracts for equipment and building repairs and appurtenances at Ross and Howard Pumping Stations, and appropriating funds for the payment of the cost thereof," approved April 10, 1947, shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 7, 1947.

Approved July 18, 1947.

Ordinance Book 54, Page 705.

No. 270

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Chartiers avenue from Haven street to Windgap road, including other work incidental thereto,

and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Chartiers avenue from Haven street to Windgap road be graded, paved and curbed, including other work incidental thereto, and that as may be necessary approaches be graded on streets affected thereby, and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Chartiers avenue from Haven street to Windgap road, including other work incidental thereto, and including as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinance; and the contract price or contract prices, if let in separate contracts, not exceed the total sum of Fourteen Thousand (\$14,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 7, 1947.

Approved July 18, 1947.

Ordinance Book 54, Page 705.

No. 271

AN ORDINANCE—Locating Fifth avenue at a width of 84 feet from the angle west of Shady avenue to Frankstown avenue in the 7th, 12th, and 14th Wards of the City of Pittsburgh by revising the lines thereof and including Fifth avenue, a street having a width of 60 feet, so that the street, as located, shall be included within the street lines as hereinafter described:

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. Fifth avenue in the 7th, 12th, and 14th Wards of the City of Pittsburgh from the angle west of Shady avenue to Frankstown avenue shall be located at a width of 84 feet by revising the lines thereof and including Fifth avenue, as at present opened to a width of 60 feet, so that the street as located shall be included within the following described lines:

The southerly line from the angle west of Shady avenue to Frankstown avenue shall coincide with the present southerly line of Fifth avenue as now opened to a width of 60 feet.

The northerly line shall begin at the angle in the northerly line of Fifth avenue, located 346.93 feet more or less west of Shady avenue; thence shall extend eastwardly by the arc of a circle tangent to the northerly line of Fifth avenue extending westwardly from said angle by the arc of a circle deflecting to the right with a radius of 492.17 feet and a central angle of 17° 58' for an arc distance of 154.33 feet to a point of tangent 24 feet northwardly from the northerly line of Fifth avenue, as now opened to a width of 60 feet; thence extending eastwardly by a line parallel to and 24 feet northwardly from the northerly line of Fifth avenue, as now opened to a width of 60 feet, to Frankstown avenue.

Section 2. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 7, 1947.

Approved July 18, 1947.

Ordinance Book 54, Page 706.

No. 272

AN ORDINANCE—Widening Portman avenue at the intersection of Richards street and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Portman avenue at the intersection of Richards street shall be and the same is hereby widened to a variable width by taking for public use for highway purposes, the following described properties, to-wit:

BEGINNING at the intersection of the present westerly line of Portman avenue and the northerly line of Richards street; thence extending along the northerly line of Richards street, North 50° 07' West 34.59 feet to a point of curve; thence eastwardly and northwardly by the arc of a circle deflecting to the left with a radius of 25.0 feet and a central angle of 108° 25' for an arc distance of 47.31 feet to a point of tangent on the westerly line of Portman avenue; thence along the present westerly line of Portman avenue, South 28° 21' West, 34.59 feet to the place of beginning.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said Portman avenue at the intersection of Richards street, to be opened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance

with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 7, 1947.

Approved July 18, 1947.

Ordinance Book 54, Page 707.

No. 273

AN ORDINANCE — Widening Hewitt street at the intersection of Portman avenue and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Hewitt street at the intersection of Portman avenue shall be and the same is hereby widened to a variable width by taking for public use for highway purposes, the following described property:

BEGINNING at the intersection of the easterly line of Portman avenue and the present southerly line of Hewitt street; thence extending eastwardly along the present southerly line of Hewitt street 70.0 feet to a point; thence southwardly parallel to Portman avenue, 25.0 feet to a point; thence westwardly parallel to Hewitt street, 70 feet to the easterly line of Portman avenue; thence northwardly along the easterly line of Portman avenue, 25.0 feet to the place of beginning; being all of Lot No. 226 in the Duquesne Park Plan of Lots of record in the Recorder's Office, Allegheny County in Plan Book, Volume 9, page 75.

Section 2. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to cause said Hewitt street at the intersection of Portman avenue to be

•widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 7, 1947.

Approved July 18, 1947.

Ordinance Book 54, Page 708.

No. 274

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Smith Bros. Co., Inc., for \$317.48, in payment for printing Briefs for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Smith Bros. Co., Inc., for \$317.48, in payment for printing Briefs for the benefit of the City without previous authority of law, and charge the same to Code Account No. 1080, preparing and prosecuting litigation against public utility companies, Department of Law.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 14, 1947.

Approved July 23, 1947.

Ordinance Book 54, Page 708.

No. 275

AN ORDINANCE — Transferring the sum of \$250.00 to Code Account No. 1143—Supplies, from Code Account No. 1416—Equipment, Board of Water Assessors.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$250.00 to Code Account No. 1143—Supplies, from Code Account No. 1146—Equipment, Board of Water Assessors.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 14, 1947.

Approved July 23, 1947.

Ordinance Book 54, Page 709.

No. 276

AN ORDINANCE — Transferring the sum of \$2,000.00 from Code Account No. 1443 to Code Account Nos. 1445 and 1452, Bureau of Police, D.P.S.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the following within the Code Accounts of the Bureau of Police, Department of Public Safety:

From Code Account	Amount
No. 1443, Salaries, Regular Employees	\$2,000.00
To Code Account	
No. 1445, Supplies & Equipment	
School Guards	\$1,000.00
No. 1452, Equipment & Machinery	\$1,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed so far as the same affects this Ordinance.

Passed July 14, 1947.

Approved July 23, 1947.

Ordinance Book 54, Page 709.

No. 277

AN ORDINANCE—Supplementing Section 42, Department of Public Safety—Bureau of Police, of Ordinance No. 501, approved December 28, 1946, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 42, Department of Public Safety—Bureau of Police, of Ordinance No. 501, approved December 28, 1946, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," be and the same is hereby supplemented by inserting after the line which reads:

"One Hundred School Guards—10 months each _____
\$50.00 each per month"

the following:

without deduction for school vacations and holidays, except during the months of July and August.

Section 2. It is the purpose of this Ordinance to clarify the intent and to correct an error in Section 42 of Ordinance No. 501, approved December 28, 1946.

Section 3. This ordinance shall be effective as of the first day of June, 1947.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 14, 1947.

Approved July 23, 1947.

Ordinance Book 54, Page 709.

No. 278

AN ORDINANCE—Amending Section 44, Bureau of Fire, Department of Public Safety, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 44, Bureau of Fire, Department of Public Safety, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, be and the same is hereby amended by eliminating therefrom the following:

"Substitute hosemen and ladder men at the rates above specified for hosemen and ladder men for assignment when regular employees of the Bureau of Fire are absent from duty. Said assignments shall be made from the present substitute hosemen and ladder men personnel, as no appointment to the position of substitute hoseman and ladder man shall be made hereafter.

"Provided further that all substitute hosemen and ladder men shall be given full time beginning July 1, 1947."

and substituting in lieu thereof the following:

Forty Hosemen and Ladder men, unassigned:

First Year	\$2,246.00 each per annum
Second Year	2,387.00 each per annum
Third Year	2,527.00 each per annum
Fourth Year	2,666.00 each per annum
Fifth Year	2,807.00 each per annum
Sixth Year	2,948.00 each per annum
Seventh Year	3,088.00 each per annum

No appointment to the position of

substitute hoseman and ladder man shall be made hereafter, it being the intent and purpose of City Council that the number of hosemen and ladder men shall aggregate 780 in number, 40 of which shall be regulars unassigned in accordance with seniority.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 14, 1947.

Approved July 23, 1947

Ordinance Book 54, Page 710.

No. 279

AN ORDINANCE—Supplementing Ordinance No. 501, entitled "An Ordinance—Fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, by adding thereto a new Section to be known as Section 79a, Department of Parks and Recreation.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Ordinance No. 501, entitled "An Ordinance — Fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, be and the same is hereby supplemented by adding thereto a new Section as follows:

Section 79a. There shall also be created and established in the Department of Parks and Recreation the following positions at the rates of compensation respectively set forth. the cost of services of said employees to be payable from the proper fund or funds appropriated for such purpose from the proceeds derived or to be derived from the sale of bonds or notes authorized for improvement upon which the services of said employees are respectively engaged:

Draftsmen, as needed.....
\$233.91 each per month
Designing Draftsmen, as needed..
\$274.91 each per month
Sr. Designing Draftsmen, as needed
\$301.58 each per month
Sr. Designing Engineers, as needed
\$360.25 each per month

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 14, 1947.

Approved July 23, 1947.

Ordinance Book 54, Page 711.

No. 280

AN ORDINANCE—Supplementing Section 83, Bureau of Grounds and Buildings, Central Division, of Ordinance No. 501, approved December 28, 1946, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof" as amended by Ordinance No. 158, approved May 14, 1947.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 83, Bureau of Grounds and Buildings, Central Division, of Ordinance No. 501, approved December 28, 1946, entitled

"An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof"

as amended by Ordinance No. 158, approved May 14, 1947, be supplemented by the addition, at the end thereof, of the following:

Two laborers, temporary—Mellon Park
\$7.28 each per day, payable from
Mellon Park Trust Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 14, 1947.

Approved July 23, 1947.

Ordinance Book 54, Page 712.

No. 281

AN ORDINANCE—Amending Sections 1 and 2 of Ordinance No. 358, entitled, "An Ordinance authorizing a contract or contracts for the construction of a fire engine house and a police station and appropriating funds therefor," approved October 23, 1945.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 1 of Ordinance No. 358, entitled, "An Ordinance authorizing a contract or contracts for the construction of a fire engine house and a police station and appropriating funds therefor," approved October 23, 1945, be amended by striking out the words "and for a new building to be known as No. 4 Police Station at Louisa and Semple streets" and "No. 4 Police Station—\$75,000.00" and in Section 2 by striking out the sum of \$142,000.00, and inserting in lieu thereof the sum of \$67,000.00.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 14, 1947.

Approved July 23, 1947.

Ordinance Book 54, Page 712.

No. 282

AN ORDINANCE — Providing for the letting of a contract or contracts for the furnishing and delivery of Fire Hose for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Fire Hose for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the sum of \$2,000.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March A. D. 1901, and the various supplements and amendments thereto and the payable from Code Account No. 1469, ordinances of Council in such cases made and provided, the same to be Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 14, 1947.

Approved July 23, 1947.

Ordinance Book 54, Page 713.

No. 283

AN ORDINANCE — Providing for the letting of a contract or contracts for the furnishing and delivery of Beds, Bed Springs and Gas Ranges for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Beds, Bed Springs and Gas Ranges for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the sum of \$2,800.00, in accordance with an Act of Assembly entitled, "An Act for the gov-

ernment of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 14, 1947.

Approved July 23, 1947.

Ordinance Book 54, Page 713.

No. 284

AN ORDINANCE—Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheet Z-810-O, by changing from an "A" Residence and Second Area District to a Commercial and Third Area District, all that certain property at the southeast corner of Realty and Coast avenues, having frontages of 60 feet and 115 feet respectively.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. Zoning Ordinance No. 372 approved August 9, 1923, shall be and the same is hereby amended by changing the Zone Map Sheet Z-810-O so as to change from an "A" Residence (U-4) and Second Area (A-2) District to a Commercial (U-3) and Third Area (A-3) District, all that certain property at the southeast corner of Realty and Coast avenues, having frontages of 60 feet and 115 feet respectively.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 14, 1947.

Approved July 23, 1947.

Ordinance Book 54, Page 714

No. 285

AN ORDINANCE—Amending Zoning

Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z—N10—E15, by changing from an "A" Residence District to a Commercial District, Class "A", all that certain property bounded by Centre avenue; North Neville street; a line parallel with and distant 100 feet southwardly from Centre avenue; and, Melwood street.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. Zoning Ordinance No. 372, approved August 9, 1923, shall be and the same is hereby amended by changing the Zone Map, Sheet Z—N10—E15, so as to change from an "A" Residence (U-4) District to a Commercial (U-3A) District, Class "A", all that certain property bounded by Centre avenue; North Neville street; a line parallel with and distant 100 feet southwardly from Centre avenue; and, Melwood street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 14, 1947.

Approved July 23, 1947.

Ordinance Book 54, Page 714.

No. 286

AN ORDINANCE—Changing the lines of, opening and widening Allender avenue from Banksville avenue to a point 404.86 feet south of Hayson avenue, vacating portions of the present Allender avenue, and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the lines of Allender avenue, from Banksville avenue to a point 404.86 feet south of Hayson ave-

nue, shall be and the same are hereby changed and the same is hereby opened and widened, so that the said street shall have a variable width, the general center line and street lines of which shall be as follows, to-wit:

The general center line shall begin on the westerly line of Banksville avenue at a point whose co-ordinate values are North 87,981.31, East 87,485.87 in the Co-ordinate System of the City of Pittsburgh, said place of beginning being within the present lines of Allender avenue at the intersection with Banksville avenue; thence shall extend north 68° 38' 00" West, 433.61 feet to a point of curve; thence westwardly and northwardly by the arc of a circle deflecting to the right with a radius of 500.00 feet and a central angle of 53° 01' 00" for an arc distance of 462.65 feet to a point of tangent on the present center line of Allender avenue, 33.0 feet in width; thence along the present center line North 15° 37' 00" West, 42.13 feet to a point, said point being distant 404.86 feet southwardly along the present center line from the southerly line of Hayson avenue and the co-ordinate values of said point being North 88,510.89, East, 86,771.35.

The northerly and easterly street line shall begin on the westerly line of Banksville avenue at a point distant North 24° 12' 00" East, 39.05 feet along the westerly line of Banksville avenue from the above described general center line; thence shall extend southwardly and westwardly by the arc of a circle deflecting to the right with a radius of 20.0 feet and a central angle of 87° 10' 00" for an arc distance of 30.43 feet to a point of tangent; thence by the tangent, parallel to and 20.0 feet north of the above described general center line, north 68° 38' 00" west 415.57 feet to a point of curve; thence westwardly and northwardly, continuing parallel to the above described general center line, by the arc of a circle deflecting to the right with a radius of 480.0 feet and a central angle of 39° 28' 50" for an arc distance of 330.75 feet to a point of compound curve; thence northwardly by the arc of a circle deflecting to the right with a radius of 300.0 feet and a central angle of 13° 32' 10" for an arc distance of 70.87 feet to a point of tangent; thence by the tangent North

15° 37' 00" West, 84.26 feet to a point perpendicularly opposite and 25.0 feet east of the above described general center line at the northerly terminus thereof.

The southerly and westerly street line shall begin on the westerly line of Banksville avenue at a point distant south 24° 12' 00" West, 41.03 feet along the westerly line of Banksville avenue from the above described general center line; thence shall extend northwardly and westwardly by the arc of a circle deflecting to the left with a radius of 20.0 feet and a central angle of 92° 50' 00" for an arc distance of 32.40 feet to a point of tangent; thence by the tangent, parallel to and 20.0 feet south of the above described general center line, north 68° 38' 00" West, 411.61 feet to a point of curve; thence westwardly and northwardly continuing parallel to the above described general center line by the arc of a circle deflecting to the right with a radius of 520.0 feet and a central angle of 39° 28' 50" for an arc distance of 358.31 feet to a point of compound curve; thence northwardly by the arc of a circle deflecting to the right with a radius of 700.0 feet and a central angle of 13° 32' 10" for an arc distance of 165.37 feet to a point of tangent, said point of tangent being perpendicularly opposite and 25.0 feet west of the above described general center line at the northerly terminus thereof.

Section 2. This Ordinance shall operate as a taking and appropriation for public highway purposes of all property included within the lines of said Allender avenue as described in Section 1 hereof, and which was not heretofore a part thereof; and this Ordinance shall operate as a vacation of that portion of Allender avenue, as heretofore existing, which is not included within the lines of the same, as described in Section 1 hereof, the portion to be vacated being more particularly described as follows, to-wit:

BEGINNING at the intersection of the southerly line of Allender avenue as heretofore existing and the southerly and westerly line of the same as described in Section 1 of this Ordinance; thence extending along the southerly line of the same as heretofore existing, North 73° 07' 00" West

558.12 feet to an angle point in the same; thence along the westerly line of the same, North 15° 37' 00" West 249.98 feet to an intersection with the southerly and westerly line of Allender avenue as described in Section 1 of this Ordinance; thence southeastwardly along the southerly and westerly line as described in Section 1 of this Ordinance, by the arc of a circle deflecting to the left with a radius of 700.0 feet and a central angle of 4° 38' 00" for an arc distance of 56.19 feet to a point of compound curve on the same; thence southeastwardly continuing along the same, by the arc of a circle deflecting to the left with a radius of 520.0 feet and a central angle of 8° 03' 30" for an arc distance of 73.13 feet to an intersection with the easterly line of Allender avenue as heretofore existing; thence along the easterly line of Allender avenue as heretofore existing, South 15° 37' 00" East, 107.10 feet to an angle point in the same; thence along the northerly line of the same, South 73° 07' 00" East, 153.87 feet to an intersection with the southerly and westerly line of Allender avenue, as described in Section 1 of this Ordinance; thence eastwardly along the said southerly and westerly line by the arc of a circle deflecting to the left with a radius of 520.0 feet and a central angle of 5° 52' 40" for an arc distance of 53.35 feet to a point of tangent on the same; thence by the tangent, continuing along the same, South 68° 38' 00" East, 334.28 feet to the place of beginning.

Section 3. The Department of Public Works is hereby authorized and directed to cause said Allender avenue, from Banksville avenue to a point 404.86 feet south of Hayson avenue to be opened and widened in conformity with the provisions of Section 1 of this Ordinance.

Section 4. The costs, damages, and expenses occasioned thereby, and the benefits to pay the same, shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating same.

Section 5. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 14, 1947.

Approved July 23, 1947.

Ordinance Book 54, Page 714.

No. 287

AN ORDINANCE—Signifying the desire of the corporate authorities of the City of Pittsburgh that the indebtedness of the City of Pittsburgh be increased in the amount of Twenty-one million dollars (\$21,000,000.00), for the purpose of paying the cost, damages and expenses of making improvements generally in the City, and providing that said proposition shall be submitted to the electors of the City of Pittsburgh at the primary election to be held on the 9th day of September, 1947.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That pursuant to an Act of Assembly of the Commonwealth of Pennsylvania, known as the "Municipal Borrowing Law" of 1941, P. L. 159, and the several amendments thereof and supplements thereto, and all other laws of the Commonwealth relating to the subject matter of this Ordinance, the corporate authorities of the City of Pittsburgh do hereby signify a desire to make an increase in the indebtedness of the City in the amount and for the purposes set forth in Section 2 hereof.

Section 2. That for the purpose of obtaining the assent of the electors of the said City to an increase of indebtedness of said City, a proposition shall be submitted at the primary election to the said electors as hereinafter provided, reading as follows:

Q U E S T I O N

Shall the indebtedness of the City of Pittsburgh be increased in the amount of Twenty-one Million Dollars (\$21,000,000.00) for the purpose of paying the cost, damages and expenses, including engineering and architectural ex-

penses, expenses in connection with the acquisition of necessary property and property rights, and other expenses necessarily incurred or to be incurred in connection with the following General Public Improvements in the City of Pittsburgh:

- (a) Two Million Two Hundred Thousand Dollars (\$2,200,000) for the construction, reconstruction, alteration, replacement, major repairs, and rehabilitation of municipal buildings, police and fire houses and other municipal facilities; the purchase and installation of a central fire alarm system, the purchase of new fire-fighting apparatus and the purchase, installation and replacement of traffic control equipment.
- (b) Fourteen Million Eight Hundred Thousand Dollars (\$14,800,000) for the construction, reconstruction, and resurfacing of streets generally, including the Negley Run Parkway; the City's share of property damage for the construction of Crosstown Boulevard and the extension of Ohio River Boulevard; the construction and reconstruction of sewers and sewer pumping stations; the acquisition and development of refuse disposal facilities; the construction of concrete steps; the reconstruction and major repair of bridges; the construction and equipment of a central warehouse and garage; the construction and equipment of division headquarters for the Department of Public Works; the reconditioning and replacement of street signs and markers; and for the construction and reconstruction of water lines and additions to, rehabilitation of and equipping of pumping stations, filtration plants, reservoirs and water mains and other improvements under the jurisdiction of the Bureau of Water.
- (c) Three Million Eight Hundred Thousand Dollars (\$3,800,000) for the alteration, rehabilitation and equipment of existing facilities and new construction and equipment in the Department of Parks and Recreation, including playgrounds, park

buildings and facilities, swimming pools and the North Side Conservatory.

- (d) Two Hundred Thousand Dollars (\$200,000) for the construction and equipment of new library buildings in the Knoxville and Beechview sections of the City of Pittsburgh, and for the rehabilitation of lighting and power equipment of the main Carnegie Library in Oakland.

In the event the amount designated for any of the projects above described shall be more than is necessary to complete the project, the remaining balance shall be used to supplement the amounts necessary to complete projects which may require some additional funds; but in no event shall the total amount expended under this increase of indebtedness be in excess of Twenty-one Million Dollars (\$21,000,000).

Section 3. That the said proposition shall be submitted to the electors of the City of Pittsburgh at the primary election to be held on the 9th day of September, 1947, between 7:00 a. m. and 8:00 p. m., E. S. T., and the said election shall be held at the places and under the same regulations as provided by law for the holding of municipal elections.

Section 4. The Mayor of the said City shall give notice of said election by advertisement, in conformity with the directions and provisions of the "Municipal Borrowing Law" of 1941, P. L. 159.

Section 5. The Mayor of the said City and all other municipal and county officials and the election officers are hereby authorized and directed to do all acts and things which may be necessary for the lawful holding and conducting of the said election in the manner provided by law, and all expenses occasioned by said election lawfully payable by the City shall be payable out of Code Account No. 48, Election Expense.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 21, 1947.

Approved July 23, 1947.

Ordinance Book 54, Page 716.

No. 288

AN ORDINANCE—Prohibiting smoking or carrying lighted cigarettes, etc., in retail stores in the City of Pittsburgh, except in certain specified places, and providing penalties therefor.

The Council of the City of Pittsburgh hereby enacts as follows:

Pursuant to the authority contained in Act No. 63, approved May 2, 1947, the Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That it shall be unlawful for any person to smoke or carry any lighted cigarette, cigar, pipe or match, or to use any match or fire producing device in any retail store in the City of Pittsburgh arranged to accommodate 300 or more persons or which employs 25 or more persons.

Section 2. The provisions of this ordinance shall not prohibit smoking in any restaurant room, rest room, beauty parlor, executive office or any room designated for smoking in such store.

Section 3. Any person violating any provisions of this ordinance shall, upon conviction thereof, before any magistrate or alderman of the City of Pittsburgh, be subject to a fine of not more than one hundred dollars (\$100.00) for each offense, to be collected by summary conviction as like fines are now collected by law, or in case of nonpayment of the fine to undergo imprisonment in the county jail for a period not exceeding thirty days.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 21, 1947.

Approved July 23, 1947.

Ordinance Book 54, Page 718.

No. 289

AN ORDINANCE—Appropriating and setting aside the sum of \$1,800.00 for the City's share of the purchase of two hot water circulating tanks in the City-County Building.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to appropriate and set aside the sum of \$1,800.00 from C. A. No. 42, Contingent Fund, for the City's share of the purchase of two hot water circulating tanks in the City-County Building.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 21, 1947.

Approved July 29, 1947.

Ordinance Book 54, Page 719.

No. 290

AN ORDINANCE — Transferring the sum of \$1,500.00 from Code Account No. 1443 to Code Account No. 1445, Bureau of Police, D. P. S.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,500 from Code Account No. 1443, Salaries, Regular Employees, to No. 1445, Supplies and Equipment, School Guards, Bureau of Police, D. P. S.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 21, 1947.

Approved July 29, 1947.

Ordinance Book 54, Page 719.

No. 291

AN ORDINANCE — Transferring the sum of \$1,500.00 from Code Account No. 1461 to Code Account No. 1464, Bureau of Fire, D. P. S.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,500.00 from Code Account No. 1461, Salaries, to Code Account No. 1464, Supplies, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 21, 1947.

Approved July 29, 1947.

Ordinance Book 54, Page 719.

No. 292

AN ORDINANCE—Transferring \$1,400 from Code Account No. 1368, Salaries, Regular Employees, to Code Account No. 1367-3, Wages, Temp. Emp., Plumbers, Department of Lands and Buildings.

WHEREAS, An Emergency Certificate has been signed by the Mayor and the City Controller relative to this matter, Now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$1,400.00 from Code Account No. 1368, Salaries, Regular Employees, to Code Account No. 1367-3, Wages, Temp. Em., Plumbers, Department of Lands and Buildings.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 21, 1947.

Approved July 29, 1947.

Ordinance Book 54, Page 720.

No. 293

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Electric Refrigerators with storage tanks for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Electric Refrigerators with storage tanks for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the sum of \$2625.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 21, 1947.

Approved July 29, 1947.

Ordinance Book 54, Page 720.

No. 294

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Lands and Buildings to enter into a contract of employment

with architect or architects for architectural services in connection with the construction of a conservatory in West Park, North Side; and appropriating funds for such architectural services.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to enter into a contract on behalf of the City of Pittsburgh with a skilled architect or architects for architectural services, including the necessary conferences and preliminary studies, the preparation of plans and specifications and general architectural administration and supervision in connection with the proposed construction of a conservatory in West Park, North Side, and the demolishing of all or part of any existing buildings, if necessary, before improvements, alterations or new construction can be undertaken; compensation to the said architect or architects shall in no event exceed rates allowed for this type of work by the American Institute of Architects, provided, however, that the contract between the City of Pittsburgh and the said architect or architects shall provide proper saving clauses to protect the City of Pittsburgh in the event that the work authorized herein shall be interrupted or postponed, due to circumstances that are considered to be to the best interest to the City of Pittsburgh; the total fee payable to the architect or architects is not to exceed the sum of \$10,000.00.

Section 2. That the sum of Ten Thousand (\$10,000.00) Dollars, or so much thereof as may be required, is hereby set aside and appropriated from Account No. 1808-2 North Side Conservatory, Department of Parks and Recreation, for payment to the architect or architects employed under the terms of the contract herein authorized.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with

special reference to Ordinance No. 102, approved March 17, 1947.

Passed July 21, 1947.

Approved July 29, 1947.

Ordinance Book 54, Page 721.

No. 295

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an Agreement with the Federal Public Housing Authority ratifying the Agreement entered into by the Housing Authority of the City of Pittsburgh amending the contract between the City of Pittsburgh and the Federal Public Housing Authority so as to permit the retention of certain portions of net revenue at the end of the Federal fiscal year for the establishment of a reserve for repairs and maintenance for veteran housing units.

WHEREAS, The Agreement between the City of Pittsburgh and the Federal Housing Authority with respect to veteran housing projects provides that all net revenue be returned to the Federal Government at the end of the fiscal year and that certain deficits be borne by the City of Pittsburgh; and,

WHEREAS, The Federal Government has offered to amend the Agreement so that a portion of the revenue remaining at the end of the Federal fiscal year (June 30th) be retained as a reserve to be used for repairs and maintenance which are in excess of the amounts allocated for that purpose; and,

WHEREAS, The Housing Authority of the City of Pittsburgh has executed an Agreement with the Federal Government as agent for the city of Pittsburgh, for the establishment of this reserve fund, which Agreement is valid only if ratified by the City of Pittsburgh; and,

WHEREAS, The ratification of this Agreement is to the best interests of the City of Pittsburgh since the establishment of this reserve will inure to

the best interests of the City by making possible major repairs in certain of the veteran housing units without cost to the City; now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to enter into an Agreement with the Federal Public Housing Authority, ratifying the Agreement entered into by the Housing Authority of the City of Pittsburgh amending the contract between the City of Pittsburgh and the Federal Public Housing Authority so as to permit the retention of certain portions of net revenue at the end of the Federal fiscal year for the establishment of a reserve for repairs and maintenance for veteran housing units.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 21, 1947.

Approved July 29, 1947.

Ordinance Book 54, Page 721.

No. 296

AN ORDINANCE—Granting unto the HOUSING AUTHORITY OF THE CITY OF PITTSBURGH, Pennsylvania, their successors or assigns, the right and privilege to construct, maintain and use a Steam Line Tunnel in Kirkpatrick street, in the 5th Ward, Pittsburgh, Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Housing Authority of the City of Pittsburgh, Pennsylvania, their successors or assigns, are hereby granted the right, privilege and authority to construct, maintain and use, at their own cost and expense, a Steam Line Tunnel across and under Kirkpatrick street at a location

South of Bentley Drive, in the 5th Ward, Pittsburgh, Pennsylvania.

The steam tunnel, by virtue of this Ordinance, is to be seven feet, six inches (7'-6") wide and seven feet one-quarter inch (7'-01/4") high outside to outside, and to occupy a portion of Kirkpatrick street, being horizontally symmetrical about a centerline bounded and described as follows:

Center Line of Steam Tunnel on
Kirkpatrick Street

Beginning at a point on the West property line of Kirkpatrick street distant 76.33' Southwardly from the Center Line of Bentley Drive, and with a base elevation about 11' below street grade; thence North 45° 59' East across Kirkpatrick street, approximately 65 feet, with an ascending grade to the East property line of Kirkpatrick street, with a base elevation approximately 9' below street grade.

The said Steam Line Tunnel being for the purpose of enclosing three steam lines now installed under Kirkpatrick street.

The tunnel shall be of reinforced concrete construction and shall be constructed in accordance with the provisions of this Ordinance and in accordance with the Plan identified as "Steam Line Tunnel, Kirkpatrick St.," known as Plan, Accession No. B593 on file in the office of the Division of Public Utilities, Bureau of Engineering, Department of Public Works, Pittsburgh, Pennsylvania.

Section 2. The Housing Authority of the City of Pittsburgh, their successors or assigns, prior to beginning of construction of said pipe tunnel shall submit to the Director of the Department of Public Works, of the City of Pittsburgh, a complete set of Plans in triplicate showing the location and all details for the construction of said Steam Line Tunnel, and shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh, and its power over City

streets, and to the Ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the same.

Section 4. The said grantee shall bear the full costs and expense for the repaving and repair of the street and sidewalk above affected by this improvement; or the repair of any structure which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said pipe tunnel; all of said work, including repairs of the street and sidewalk shall be done in a manner and at such times as said Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said pipe tunnel upon giving to the said Housing Authority of the City of Pittsburgh, their successors or assigns, at least six (6) months written notice from the proper officers of the City, pursuant to a resolution or ordinance of Council; and the said Housing Authority of the City of Pittsburgh, notified, shall at or before the expiration of said six (6) months, remove the said pipe tunnel and restore the street to proper condition, at its own cost and expense, and to the satisfaction of the Director of the Department of Public Works.

Section 6. The said Housing Authority of the City of Pittsburgh, their successors or assigns, shall assume any and all liability, and shall save the City of Pittsburgh harmless from and against all damage to persons or property, including the street and sub-surface structures therein, caused by or arising out of the construction, maintenance, use and operation of said Steam Line Tunnel, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the

condition that this Ordinance shall become null and void unless, within thirty (30) days after its enactment by Council and approval by the Mayor, the said Housing Authority of the City of Pittsburgh, their successors or assigns, shall file with the proper officers of the City their certificate of acceptance, to be executed by said Housing Authority of the City of Pittsburgh, and shall pay to the City Treasurer a permit fee of \$50.00.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 21, 1947.

Approved July 29, 1947.

Ordinance Book 54, Page 722.

No. 297

AN ORDINANCE — Granting unto Kurtz Bros, Inc., of Clearfield, Pennsylvania, their successors or assigns, the right and privilege to construct, maintain and use footer courses in the northerly sidewalk area of Bennett street, and the southerly sidewalk area of Conemaugh street, in the 13th Ward, Pittsburgh, Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Kurtz Bros., Inc., of Clearfield, Pennsylvania, their successors or assigns, are hereby given the right, privilege and authority to construct, maintain and use, at their own expense, footer courses in the northerly sidewalk area of No. 8033 Bennett street, and the southerly sidewalk area of Conemaugh street, rear of same address, in the 13th Ward, Pittsburgh, Pennsylvania.

The footer courses to be constructed by virtue of this ordinance is to occupy a portion of the northerly sidewalk area of Bennett street and the southerly sidewalk area of Conemaugh street, bounded and described as follows:

FOOTER COURSE ON BENNETT ST.

BEGINNING at a point on the northerly line of Bennett street, distant 268.61' from the easterly line of Wheeler street; thence eastwardly along the northerly line of Bennett street 24.5' to a point, having a projection of 0.33' and a depth of 3.43' below curb grade; thence eastwardly along the northerly line of Bennett street 3.0' to a point, having a projection of 0.5' and a depth of 3.43' below curb grade; thence eastwardly along the northerly line of Bennett street 12.17' to a point, having a projection of 0.33' and a depth of 3.66' below curb grade; thence eastwardly along the northerly line of Bennett street 1.17', having a projection of 0.33' and a depth of 3.02' below curb grade; thence eastwardly along the northerly line of Bennett street 8.91' to a point, having a projection of 0.33' and a depth of 3.22' below curb grade; thence along the northerly line of Bennett street 3.0', having a projection of 0.5' and a depth of 3.22' below curb grade; thence along the northerly line of Bennett street 22.25' to a point, having a projection of 0.33' and a depth of 3.64' below curb grade; thence eastwardly along the northerly line of Bennett street 3.0' to a point, having a projection of 0.5' and a depth of 3.64' below curb grade; thence eastwardly along the northerly line of Bennett street 31.58' to a point, having a projection of 0.33' and a depth of 3.49' below curb grade.

FOOTER COURSE ON CONEMAUGH STREET

BEGINNING at a point on the southerly line of Conemaugh street, distant 357.66' eastwardly from the easterly line of Wheeler street; thence eastwardly along the southerly line of Conemaugh street 3.17' to a point, having a projection of 0.5' and a depth of 2.98' below curb grade.

BEGINNING at a point on the southerly line of Conemaugh street, distant 378.83' eastwardly from the easterly line of Wheeler street; thence eastwardly along the southerly line of Conemaugh street 3.67', having a projection of 0.5' and a depth of 3.29' below curb grade.

BEGINNING at a point on the southerly line of Conemaugh street, distant 391.37' from the easterly line of Wheeler street; thence eastwardly along the southerly line of Conemaugh street 3.0' having a projection of 0.83' and a depth of 4.31' below curb grade.

The said footer courses shall be constructed according to the provisions of this ordinance and in accordance with plan identified as "Pittsburgh Warehouse, 8033 Bennett street, Footings, Kurtz Bros., Inc., of Clearfield, Pa.," known as Accession No. 592, on file in the Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. The said Kurtz Bros., Inc., of Clearfield, Pennsylvania, their successors or assigns, prior to the beginning of the construction of the said footer courses, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing the location and all details for the construction of the footer course, said plan and the construction of the footer courses shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The right and privilege granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to ordinance of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may be hereafter passed relating to the construction, maintenance and use of footer courses on City streets and compensation for same.

Section 4. The said Kurtz Bros. Inc. of Clearfield, Pennsylvania, their successors or assigns, shall bear the full cost and expense of the repair of any street pavement damaged, repair of sewers, water lines and other surface and sub-surface structures, which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said footer course. All work, including the repaving and repairing of any portion of the street damaged, shall be done in the manner

and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.

Section 5. The right and privilege granted by this ordinance is granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said footer courses, upon giving to Kurtz Bros., Inc., of Clearfield, Pennsylvania, their successors or assigns, at least six (6) months' written notice from the proper officers of the City pursuant to a resolution or ordinance of Council and that the said Kurtz Bros., Inc., of Clearfield, Pennsylvania, their successors or assigns, when so notified, shall at or before the expiration of the said six (6) months, remove the footer courses and restore the street to proper condition, at their own cost and expense, to the satisfaction of the Director of the Department of Public Works.

Section 6. The said Kurtz Bros., Inc., of Clearfield, Pennsylvania, their successors or assigns, shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and sub-surface structures therein, caused by or arising out of the construction, maintenance and use of said footer courses, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing right and privilege is granted subject to the conditions that this ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor, the said Kurtz Bros., Inc., of Clearfield, Pennsylvania, their successors or assigns, shall file with the proper officers of the City, its certificate of acceptance, accepting the provisions of this ordinance, said certificate of acceptance to be executed by the said Kurtz Bros., Inc., of Clearfield, Pennsylvania, their successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed so far as the same affects this Ordinance.

Passed July 21, 1947.

Approved July 29, 1947.

Ordinance Book 54, Page 724.

No. 298

AN ORDINANCE--Granting unto McCann and Company of Pittsburgh, their successors or assigns, the right and privilege to construct, maintain and use footer course in the southerly sidewalk area of Center avenue, in 11th Ward, Pittsburgh, Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That McCann and Company of Pittsburgh, their successors or assigns, are hereby, given the right, privilege and authority to construct, maintain and use, at their own expense, footer course in the southerly sidewalk area adjoining their property at No. 5960 Center avenue in the 11th Ward of the City of Pittsburgh, Pennsylvania.

The footer course to be constructed by virtue of this ordinance is to occupy a portion of the southerly sidewalk area, bounded and described as follows:

BEGINNING at a point on the southerly side of Center avenue, distant 331.70' westwardly from the northerly line of Ellsworth avenue; thence westwardly along the southerly line of Center avenue 2.0' to a point, having a projection of 0.33', at an elevation of 893.5'; thence westwardly along the southerly line of Center avenue 12.23' to a point, having a projection of 0.33', at an elevation of 893.67'; thence westwardly along the southerly line of Center avenue 5.83', having a projection of 0.33', at an elevation of 893.0'; thence westwardly along the southerly line of Center avenue 4.5' to a point, having a projection of 1.5', at an elevation of 892.75'; thence westwardly along the southerly line of Center avenue 19.5' to a point, having a pro-

jection of 0.33', at an elevation of 893.0'; thence westwardly along the southerly line of Center avenue 4.5' to a point, having a projection of 1.5', at an elevation of 892.75'; thence along the southerly line of Center avenue 19.5' to a point, having a projection of 0.33', at an elevation of 893.0'; thence along the southerly line of Center avenue 4.5' to a point, having a projection of 1.5', at an elevation of 892.75'; thence westwardly along the southerly line of Center avenue 5.17' to a point, having a projection of 0.33', at an elevation of 893.0'; thence westwardly along the southerly line of Center avenue 6.0' to a point, having a projection of 0.33', at an elevation of 892.33'; thence westwardly along the southerly line of Center avenue 8.33' to a point, having a projection of 0.33', at an elevation of 891.0'; thence westwardly along the southerly line of Center avenue 4.5' to a point, having a projection of 1.5', at an elevation of 890.75'; thence westwardly along the southerly line of Center avenue 19.5' to a point, having a projection of 0.33', at an elevation of 891.0'; thence westwardly along the southerly line of Center avenue 4.5' to a point, having a projection of 1.5', at an elevation of 890.75'; thence westwardly along the southerly line of Center avenue 19.5' to a point, having a projection of 0.33', at an elevation of 891.0'; thence westwardly along the southerly line of Center avenue 4.5' to a point, having a projection of 1.5', at an elevation of 890.75'; thence westwardly along the southerly line of Center avenue 19.5' to a point, having a projection of 0.33', at an elevation of 891.0'; thence westwardly along the southerly line of Center avenue 4.5', having a projection of 1.5', at an elevation of 890.75'.

"A." BEGINNING at a point on the southerly line of Center avenue, distant 543.75' from the northerly line of Ellsworth avenue; thence westwardly along the southerly line of Center avenue 41.5' to a point, having a projec-

tion of 1.5', at an elevation of 890.75'.

"B." BEGINNING at a point on the southerly line of Center avenue, distant 576.75' from the northerly line of Ellsworth avenue; thence westwardly along the southerly line of Center avenue 4.5' to a point, having a projection of 1.5', at an elevation of 890.0'.

"C." BEGINNING at a point on the southerly line of Center avenue, distant 591.75' westwardly from the northerly line of Ellsworth avenue; thence westwardly along the southerly line of Center avenue 4.5' to a point, having a projection of 1.5', at an elevation of 890.0'.

"D." BEGINNING at a point on the southerly line of Center avenue, distant 615.75' westwardly from the northerly line of Ellsworth avenue; thence westwardly along the southerly line of Center avenue 4.5' to a point, having a projection of 1.5', at an elevation of 890.0'.

"E." BEGINNING at a point on the southerly line of Center avenue, distant 639.50' westwardly from the northerly line of Ellsworth avenue; thence westwardly along the southerly line of Center avenue 5.0' to a point, having a projection of 1.75', at an elevation of 890.0'.

All elevations refer to U. S. Datum.

The said footer course shall be constructed according to the provisions of this ordinance and in accordance with plan identified as "Warehouse Building, Center avenue, McCann and Company, East Liberty, Pa.", known as Accession No. B-591, on file in the Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. The said McCann and Company of Pittsburgh, their successors or assigns, prior to the beginning of the construction of the said footer course, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing the location and all details for the construction of the footer course, said plan and the construction of the footer course shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The right and privilege herein granted shall be subject and subject and subordinate to the rights of the City of Pittsburgh and its powers and supervision over City streets, and also to ordinance of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may be hereafter passed relating to the construction, maintenance and use of footer courses on City streets and compensation for same.

Section 4. The said McCann and Company of Pittsburgh, their successors or assigns, shall bear the full cost and expense of the repair of any street pavement damaged, repair of sewers, water lines and other surface and sub-surface structures, which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said footer course. All work, including the repaving and repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.

Section 5. The right and privilege granted by this ordinance is granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said footer course, upon giving to McCann and Company of Pittsburgh, their successors or assigns, at least six (6) months' written notice from the proper officers of the City pursuant to a resolution or ordinance of Council and that the said McCann and Company of Pittsburgh, their successors or assigns, when so notified, shall at or before the expiration of the said six (6) months, remove the footer course and restore the street to proper condition, at their own cost and expense, to the satisfaction of the Director of the Department of Public Works.

Section 6. The said McCann and Company of Pittsburgh, their successors or assigns, shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and sub-surface structures therein, caused by or arising out

of the construction, maintenance and use of said footer course, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing right and privilege is granted subject to the conditions that this ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor, the said McCann and Company of Pittsburgh, their successors or assigns, shall file with the proper officers of the City, its certificate of acceptance, accepting the provisions of this ordinance, said certificate of acceptance to be executed by the said McCann and Company of Pittsburgh, their successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 21, 1947.

Approved July 29, 1947.

Ordinance Book 54, Page 726.

No. 299

AN ORDINANCE—Authorizing and directing the Superintendent of the Bureau of Building Inspection to issue to the Board of Public Education permits for the erection of two temporary one story frame school buildings on the site adjacent to the Connelley Trade School at the corner of Bedford avenue and Fullerton street, one building for use as a carpenter shop to be 40 x 100 feet in size and the other for use as an electric shop to be 32 feet x 208 feet 10 inches, both to be equipped with exit facilities and other safeguards which are considered adequate by the Superintendent, said buildings to be vacated and razed not later than June 30, 1949.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Superintendent of the Bureau of Building Inspection be

and he is hereby authorized and directed to issue to the Board of Public Education permits for the erection of two temporary one story frame school buildings on the site adjacent to the Connelley Trade School at the corner of Bedford avenue and Fullerton street, one building for use as a carpenter shop to be 40 x 100 feet in size and the other for use as an electric shop to be 32 feet x 208 feet 10 inches, both to be equipped with exit facilities and other safeguards which are considered adequate by the Superintendent, said buildings to be vacated and razed not later than June 30, 1949.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 21, 1947.

Approved July 29, 1947.

Ordinance Book 54, Page 728.

No. 300

AN ORDINANCE—Governing and regulating the erection, construction, enlargement, alteration, repair, equipment, arrangement, maintenance, inspection, lighting, heating, ventilation, use, occupancy, removal and demolition of buildings, parts of buildings, structures, premises and appurtenances thereto, and appliances, apparatus, facilities, systems and conditions in, on or about them; adopting by reference certain standard building codes covering said items; establishing a Board of Standards and Appeals, and defining its authority; conferring upon the Department of Public Safety and the Bureau of Building Inspection therein powers and duties to administer and enforce the provisions hereof, the rules and regulations prescribed by said Bureau and the rulings and findings of the Board of Standards and Appeals; providing for tests and examinations to prove the strength, suitability and fire-resistive qualities of building materials, systems, units and forms of construction, and authorizing the Bureau of Building Inspection to issue approvals

and disapprovals thereof; classifying occupancies and types of construction; regulating the issuance of building permits, certificates of occupancy and other permits and certificates, and fixing the fees therefor; prohibiting the use and occupancy of buildings and structures which are unsafe or of improper construction, or lack adequate provisions in case of fire, and requiring the abatement of such hazards; providing for the condemnation of dangerous and unsafe buildings and structures, and the method of obtaining a lien for the recovery of money expended by the City for remedy in these conditions; adopting the Fire Zones of the City of Pittsburgh and their boundary lines and the explosive and combustible regulations of the City insofar as they apply to the use and occupancy of buildings and structures; defining certain terms; imposing penalties for violations of the provisions hereof; and repealing certain existing ordinances and parts of ordinances.

Whereas, Legislative authority is vested in cities of the second class to govern and regulate by ordinance the erection, construction, enlargement, alteration, repair, equipment, arrangement, maintenance, inspection, lighting, heating, ventilation, use, occupancy, removal and demolition of buildings, parts of buildings, structures, premises and appurtenances thereto and appliances, apparatus, facilities, systems and conditions in, on and about them, and to supplement such regulations by the adoption of standard building codes covering any or all of the above items without incorporating such building codes in the ordinance; and,

Whereas, it is desirable that the City of Pittsburgh revise and modernize its existing building regulations and adopt a comprehensive code consolidating therein said regulations and the latest published standards of approved laboratories and authorities, and empowering and directing the Department of Public Safety and the Bureau of Building Inspection in said Department to carry out the provisions thereof; now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

PART I. ADMINISTRATIVE AND LEGISLATIVE

CHAPTER 1—SCOPE

Sec. 101. That from and after the effective date of this ordinance the following provisions governing and regulating, and authorizing and directing the Department of Public Safety and the Bureau of Building Inspection therein, to direct, supervise and control the erection, construction, enlargement, alteration, repair, equipment, arrangement, maintenance, inspection, lighting, heating, ventilation, use, occupancy, removal and demolition of buildings, parts of buildings, structures, premises and appurtenances thereto and appliances, apparatus, facilities, systems and conditions in, on or about them; adopting the standard building codes of nationally recognized technical and engineering authorities and accepting the tests and analyses of testing laboratories as supplementary regulations hereof, and establishing a Board of Standards and Appeals to interpret said regulations and all other regulations herein; conferring upon the said Department and Bureau authority to make rules and regulations to carry out said provisions and the powers and duties to administer and enforce this ordinance, the said prescribed rules and regulations and the rulings, findings and decisions of the Board of Standards and Appeals, to issue or refuse to issue all building permits, certificates of occupancy and other permits and certificates and to collect the fees therefor, to issue approvals or disapprovals of tests and examinations made to prove the strength, suitability and fire-resistive qualities of building materials, systems, units and forms of construction, to approve or disapprove plans, specifications and descriptions of buildings, structures and appurtenances thereto, to compel the abatement of fire and safety hazards in buildings and structures which are a menace to life, limb and property, and to do all other acts that may be necessary to carry into effect the Acts of Assembly and the Ordinances of the City, now or hereafter enacted into law, relating to the subject matter herein; classifying, regulating and restricting buildings and structures according to use, occupancy, height and type of construction; re-

quiring suitable and proper means of egress; prohibiting the use and occupancy of buildings and structures which are dangerous and unsafe, providing for the condemnation thereof and the method of collecting the cost of repair, removal, razing or otherwise remedying the condition in case the work is done by the City; regulating the design, erection, use, testing, approval and disapproval of building materials, systems, units and forms of construction; regulating, insofar as the use and occupancy of buildings and structures are concerned, the manufacture, storage, sale and use of explosives, highly combustible substances and chemicals that are dangerous or hazardous to life, limb and property, prohibiting the manufacture or storage of certain of these substances and chemicals, prescribing the necessary safeguards to minimize danger to and prevent loss of life, limb or property and requiring the installation of fire extinguishing apparatus; relating to certain districts or zones within the City which are designated Fire Zones and describing the boundary lines thereof; and providing penalties for the violation of the provisions hereof, shall be in full force and effect.

SHORT TITLE

Sec. 102. This Ordinance shall be known as the "Building Code" and referred to hereinafter as "this Code."

EFFECTIVE DATE

Sec. 103. The provisions of this Ordinance, the Rules and Regulations of the Bureau of Building Inspection to carry out said provisions and the rulings, findings and decisions of the Board of Standards and Appeals interpreting said ordinance shall not become effective until ninety (90) days after the passage and approval of this ordinance.

INTENT

Sec. 104. This ordinance is hereby declared to be remedial, and shall be construed to secure the beneficial interests and purposes thereof, which are public safety, health and welfare, through structural strength and stability, means of egress, adequate light and ventilation and safety to life, limb and property from fire and other hazards incident to the design, construc-

tion, alteration, repair, removal, demolition, use or occupancy of buildings or structures and their appurtenant equipment.

ZONING

Sec. 105. This ordinance shall be construed as being in addition to the provisions of the Zoning Ordinance of the City of Pittsburgh.

ADOPTION OF STANDARD BUILDING CODES

Sec. 106. Standard building codes hereinafter referred to in Chapter 3 of this ordinance, and subsequently adopted editions of said codes are hereby declared to be part of this ordinance.

LEGISLATIVE

Sec. 107. If any section, sub-section, sentence, clause or phrase of this ordinance is, for any reason, declared to be invalid, such decision shall not affect the validity of the remaining portions hereof. The City Council hereby declares that it would have passed this ordinance and each section, sub-section, sentence, clause or phrase irrespective of any one or more sections, sub-sections, sentences, clauses and phrases being ruled invalid.

SCOPE

Sec. 108. All regulations pertaining to the construction, alteration, repair, use, occupancy or demolition of buildings or structures now or hereafter erected in the City of Pittsburgh or to any construction or installation, in, on or about such buildings or structures, except such regulations as are set forth in other laws or ordinances, are presumptively provided for in this ordinance.

All buildings and structures hereafter erected in or moved into the City of Pittsburgh shall conform to all the requirements of this Code. Additions, alterations, repairs and changes of use or occupancy in all buildings and structures shall comply with the requirements for new buildings and structures except as otherwise provided in Sec. 109 and in Chapter 13 of this Code.

APPLICATION TO EXISTING BUILDINGS

Sec. 109. The following specified requirements shall apply to existing

buildings which for any reason do not conform to the requirements of this Code for new buildings:

(a.) Major Alterations and Repairs.

Except as provided in Chapter 13, when alterations and repairs in excess of thirty (30) per cent of the value of an existing building are made within any period of twelve (12) months, the entire building shall be made to conform to the requirements for new buildings. Any existing building which for any reason whatsoever, requires repairs, at any one time, in excess of thirty (30) per cent of the value thereof, shall be made to conform to the requirements of this Code. Repair work done to maintain the structural integrity of the foundations will not be included in the thirty (30) per cent repairs allowable.

(b) Additions. Any existing building not covered by the preceding paragraph which has its floor area or its number of stories increased or its use or occupancy changed in any way from its existing use or occupancy shall be provided with stairways, emergency exits and fire protection facilities as required in this Code for buildings hereafter erected for similar uses or occupancies.

(c). Structural Alterations and Repairs. Where any alteration or repair is made to the structural portion of any building and more than thirty (30) per cent thereof is discovered to be unsound, the altered structural portion shall be made to conform to the requirements of this Code for new buildings. If less than thirty (30) per cent of the structural portion is discovered to be unsound, said portion shall be repaired as directed by the Superintendent.

(d). Non-Structural Alterations and Repairs. Minor non-structural alterations, repairs and changes may be made with the same materials of which the building is constructed, provided that not more than thirty-five (35) per cent of the roof covering of any building shall be replaced in any period of twelve (12) months unless the new roof covering is made to conform to the re-

quirements of this Code for new buildings.

MAINTENANCE

Sec. 110. The requirements contained in this Code, covering the maintenance of buildings, shall apply to all buildings now existing or hereafter erected. All buildings shall be maintained in a safe condition, and all devices or safeguards required by this Code at the time a building is erected, altered or repaired shall be maintained thereafter in good working order.

VIOLATIONS AND PENALTIES

Sec. 111. Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof before any alderman or police magistrate of the City of Pittsburgh, be subject to a fine not exceeding one hundred (\$100.00) dollars and costs for any one offense, and in default of payment of said fine and costs, shall be subject to imprisonment in the County Jail or Workhouse for a period not exceeding thirty (30) days. Each and every day's violation shall constitute a separate offense.

(a). In case any building or structure is constructed, reconstructed, altered, repaired, converted or maintained, or any building or land is used in violation of this ordinance, the City of Pittsburgh or the Bureau of Building Inspection of said City, in addition to prosecuting the violator in accordance with the foregoing provision, shall have authority to institute appropriate actions or proceedings at law or in equity to prevent and restrain such unlawful construction, reconstruction, alteration, repairs, conversion, maintenance or use and to restrain, correct or abate such violation, and to prevent the occupancy of said building or structure.

Sec. 112. That any ordinance or part of ordinance, conflicting with the provisions of this ordinance, be and the same is hereby repealed, so far as the same affects this ordinance, with special reference to the following ordinances and parts of ordinances:

Ordinance Number	Effective Date	Subject of Ordinance	Portion or Portions Repealed
104	Mar. 20, 1913	Building Permit Fees	Entire ordinance
44	Feb. 25, 1916	Duties and Authority of Bureau of Building Inspection	Entire ordinance
186	May 2, 1917	Motion Picture Exchange Regulations	Entire ordinance
153	Apr. 17, 1920	Fire Resistive Standards	Entire ordinance
440	Dec. 13, 1920	Dwelling House Regulations	Entire ordinance
101	Apr. 4, 1921	Garage Regulations	Entire ordinance
318	July 13, 1921	General Engineering Regulations	Entire ordinance
434	Dec. 7, 1922	Regulations for Hotels, Tenements and other Apartments	Entire ordinance
424	Oct. 26, 1923	Mercantile Building Regulations	Entire ordinance
425	Oct. 26, 1929	Office Building Regulations	Entire ordinance
473	Dec. 7, 1923	Regulations for Motion Picture Theatres, Exhibitions and Demonstrations	All provisions except those which relate to motion picture exhibitions and demonstrations.
501	Jan. 4, 1924	Hospital and Sanitarium Building Regulations	Entire ordinance
502	Jan. 4, 1924	University and School Building Regulations	Entire ordinance
503	Jan. 4, 1924	Mill, Factory and Loft Regulations	Entire ordinance
21	Jan. 30, 1924	Warehouse Building Regulations	Entire ordinance
177	Apr. 19, 1924	Public and Assembly Building Regulations	Entire ordinance
405	Oct. 16, 1924	General Building Regulations	Entire ordinance
341	Aug. 3, 1925	Steel Regulations	Entire ordinance
308	June 10, 1926	Electrical Regulations	All provisions except those which relate to registration of persons, firms and corporations performing electrical work
271	June 12, 1930	Warm Air Heating Regulations	Entire ordinance
353	Dec. 19, 1935	Sign Regulations	All provisions except those which relate to outdoor advertising registration.
28	Jan. 21, 1939	Welding and Gas Cutting Regulations	All provisions except those which relate to the qualifying and registration of persons performing welding work.

buildings which for any reason do not conform to the requirements of this Code for new buildings:

(a.) **Major Alterations and Repairs.** Except as provided in Chapter 13, when alterations and repairs in excess of thirty (30) per cent of the value of an existing building are made within any period of twelve (12) months, the entire building shall be made to conform to the requirements for new buildings. Any existing building which for any reason whatsoever, requires repairs, at any one time, in excess of thirty (30) per cent of the value thereof, shall be made to conform to the requirements of this Code. Repair work done to maintain the structural integrity of the foundations will not be included in the thirty (30) per cent repairs allowable.

(b) **Additions.** Any existing building not covered by the preceding paragraph which has its floor area or its number of stories increased or its use or occupancy changed in any way from its existing use or occupancy shall be provided with stairways, emergency exits and fire protection facilities as required in this Code for buildings hereafter erected for similar uses or occupancies.

(c.) **Structural Alterations and Repairs.** Where any alteration or repair is made to the structural portion of any building and more than thirty (30) per cent thereof is discovered to be unsound, the altered structural portion shall be made to conform to the requirements of this Code for new buildings. If less than thirty (30) per cent of the structural portion is discovered to be unsound, said portion shall be repaired as directed by the Superintendent.

(d.) **Non-Structural Alterations and Repairs.** Minor non-structural alterations, repairs and changes may be made with the same materials of which the building is constructed, provided that not more than thirty-five (35) per cent of the roof covering of any building shall be replaced in any period of twelve (12) months unless the new roof covering is made to conform to the re-

quirements of this Code for new buildings.

MAINTENANCE

Sec. 110. The requirements contained in this Code, covering the maintenance of buildings, shall apply to all buildings now existing or hereafter erected. All buildings shall be maintained in a safe condition, and all devices or safeguards required by this Code at the time a building is erected, altered or repaired shall be maintained thereafter in good working order.

VIOLATIONS AND PENALTIES

Sec. 111. Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof before any alderman or police magistrate of the City of Pittsburgh, be subject to a fine not exceeding one hundred (\$100.00) dollars and costs for any one offense, and in default of payment of said fine and costs, shall be subject to imprisonment in the County Jail or Workhouse for a period not exceeding thirty (30) days. Each and every day's violation shall constitute a separate offense.

(a). In case any building or structure is constructed, reconstructed, altered, repaired, converted or maintained, or any building or land is used in violation of this ordinance, the City of Pittsburgh or the Bureau of Building Inspection of said City, in addition to prosecuting the violator in accordance with the foregoing provision, shall have authority to institute appropriate actions or proceedings at law or in equity to prevent and restrain such unlawful construction, reconstruction, alteration, repairs, conversion, maintenance or use and to restrain, correct or abate such violation, and to prevent the occupancy of said building or structure.

Sec. 112. That any ordinance or part of ordinance, conflicting with the provisions of this ordinance, be and the same is hereby repealed, so far as the same affects this ordinance, with special reference to the following ordinances and parts of ordinances:

Ordinance Number	Effective Date	Subject of Ordinance	Portion or Portions Repealed
104	Mar. 20, 1913	Building Permit Fees	Entire ordinance
44	Feb. 25, 1916	Duties and Authority of Bureau of Building Inspection	Entire ordinance
186	May 2, 1917	Motion Picture Exchange Regulations	Entire ordinance
153	Apr. 17, 1920	Fire Resistive Standards	Entire ordinance
440	Dec. 13, 1920	Dwelling House Regulations	Entire ordinance
101	Apr. 4, 1921	Garage Regulations	Entire ordinance
318	July 13, 1921	General Engineering Regulations	Entire ordinance
434	Dec. 7, 1922	Regulations for Hotels, Tenements and other Apartments	Entire ordinance
424	Oct. 26, 1923	Mercantile Building Regulations	Entire ordinance
425	Oct. 26, 1923	Office Building Regulations	Entire ordinance
473	Dec. 7, 1923	Regulations for Motion Picture Theatres, Exhibitions and Demonstrations	All provisions except those which relate to motion picture exhibitions and demonstrations.
501	Jan. 4, 1924	Hospital and Sanitarium Building Regulations	Entire ordinance
502	Jan. 4, 1924	University and School Building Regulations	Entire ordinance
503	Jan. 4, 1924	Mill, Factory and Loft Regulations	Entire ordinance
21	Jan. 30, 1924	Warehouse Building Regulations	Entire ordinance
177	Apr. 19, 1924	Public and Assembly Building Regulations	Entire ordinance
405	Oct. 16, 1924	General Building Regulations	Entire ordinance
341	Aug. 3, 1925	Steel Regulations	Entire ordinance
308	June 10, 1926	Electrical Regulations	All provisions except those which relate to registration of persons, firms and corporations performing electrical work
271	June 12, 1930	Warm Air Heating Regulations	Entire ordinance
353	Dec. 19, 1935	Sign Regulations	All provisions except those which relate to outdoor advertising registration.
28	Jan. 21, 1939	Welding and Gas Cutting Regulations	All provisions except those which relate to the qualifying and registration of persons performing welding work.

Ordinance Number	Effective Date	Subject of Ordinance	Portion or Portions Repealed
224	May 15, 1940	Plans by Registered Architect or Engineer	Entire ordinance
570	Dec. 1, 1941	Mechanical Duct Code	Entire ordinance
21	Jan. 19, 1942	Concrete and Reinforced Concrete Regulations	Entire ordinance

CHAPTER 2 GENERAL PROVISIONS

GENERAL DUTIES AND AUTHORITY OF THE BUREAU OF BUILDING INSPECTION

Sec. 201. The Bureau of Building Inspection of the Department of Public Safety is hereby authorized to enforce the provisions of this ordinance and the Superintendent and other officers and employees of said Bureau acting under the supervision of the Director of said Department of Public Safety are hereby authorized and directed to supervise and control the erection, construction, enlargement, alteration, repair, equipment, use, occupancy, removal and demolition of buildings, structures and parts thereof and the installation, maintenance and removal of appurtenances, equipment, fixtures, appliances, facilities, apparatus and systems in, on or about said buildings and structures; to make any inspections of buildings or structures necessary to such regulation, supervision or control; to issue or refuse to issue any permits, certificates of occupancy and other certificates in connection therewith, which are or shall hereafter be required by law or ordinance, and to require the making of any tests or analyses, and the submission of any applications, plot plans, plans, specifications, calculations, statements and reports in connection with such issuance; to collect fees for said permits and certificates and any fees for examinations, inspections and other services which are or shall hereafter be authorized by law or ordinance; to determine when certificates of occupancy shall be required for existing buildings; to pass upon the strength, sufficiency and safety of buildings, structures and appurtenances thereto, to require tests thereof and to require abatements of unsafe conditions there-

in; to determine the sufficiency of doorways, passageways and aisles and the strength and sufficiency of stairways, fire escapes and other means of egress; to require that halls, passageways, aisles, doors, stairways, fire escapes and other exits and exitways be in such repair and so free from obstructions as to provide, in case of fire, full, free, safe and adequate means of egress; to pass upon and approve or disapprove the use of building materials; to condemn unsafe buildings and structures, cause the repair, removal or razing thereof and take legal action for collection from the owners of the cost of said repair, removal or razing; to require abatement of violations of this Code and to prosecute persons, firms and corporations for such violations; and to do all other acts as may be necessary to carry into effect the provisions of this Code and of any Acts of Assembly and ordinances of the City of Pittsburgh now in effect or hereafter to be enacted relating to any of the subject matter contained in this Code.

SUPERINTENDENT—DEFINITION

Sec. 202. The term Superintendent, as hereafter used in this Code shall mean the Superintendent of the Bureau of Building Inspection or the chief officer of said Bureau by whatever title he may be designated if, at any time subsequent to the enactment of this Code, the title of said chief officer shall be changed.

DELEGATION OF AUTHORITY

The Superintendent is hereby empowered to delegate any authority granted herein to any other officer or employee of the Bureau of Building Inspection. Any duty prescribed herein to be performed by the Superintendent shall be performed by said Superintendent or by such other officer or

employee of the Bureau as may be assigned to such duty.

PROHIBITED EMPLOYMENT

Sec. 203. The Superintendent and all employees of said Bureau shall not during their terms of office be employed or engaged directly or indirectly in any building business or enter into any building contracts or furnish building material, plans or specifications for others.

BOND

Sec. 204. Each officer or employee of the Bureau shall, before entering upon the duties of his or her office, execute to the City of Pittsburgh a bond in such amount as may be fixed by the Council of the City of Pittsburgh or by the Director of the Department of Public Safety, which shall be conditioned upon the faithful performance of the duties of his or her office.

RIGHT TO ENTER BUILDINGS

Sec. 205. The Superintendent or any employee shall, insofar as may be necessary in the performance of his duties, upon showing proper identification of office, have the right to enter into or upon any existing building, any building under construction, alteration or repair or any building or structure being removed or razed and the ground appurtenant thereto. Any person or persons interfering with him in the performance of such duties shall be liable to the penalties provided for in this Code.

BUREAU RECORDS AND REPORTS

Sec. 206. The Superintendent shall keep an accurate record of all transactions and activities of the Bureau. He shall file all applications, plot plans, plans, specifications, reports, letters and other papers received and copies of all permits, licenses, registrations, certificates, notices, letters, reports and other papers issued by the Bureau. He shall make written monthly and yearly reports to the Director of the Department of Public Safety summarizing all activities of the Bureau and shall make any other reports as may from time to time be required or deemed necessary.

INSPECTORS' REPORTS

Sec. 207. Each inspector employed in the Bureau shall make a written daily report of inspection, giving all essential information regarding said inspections and certifying that said report is true and correct. He shall make a separate written report of any violation or unsafe condition which has come to his attention during the course of an inspection. The Superintendent shall have authority to waive the making of a daily report by any supervisory inspector or any inspector assigned to special duty.

DETERMINATION OF STRENGTH AND SAFETY OF BUILDINGS

Sec. 208. The Superintendent shall have authority to require the owner, lessee, tenant or agent of any building to furnish a statement of the maximum safe loads said building or any part thereof is capable of carrying. Such statement shall be prepared by and certified to by a registered architect or registered professional engineer. The method of calculating safe loads shall be in accordance with accepted engineering practice and as prescribed in this Code. If the Superintendent shall deem it necessary to examine any part or parts of said building in order to verify said statement or if said owner, lessee, tenant or agent shall, after being ordered to do so, refuse or neglect to furnish such statement, the Superintendent shall have authority to remove or require said owner, lessee, tenant or agent to remove any portion or portions of said building and any obstructions thereto so that all required measurements may be made and the maximum safe loads determined.

After determination of the allowable safe loads, the Superintendent shall issue written notice thereof to the owner, lessee, tenant or agent of said building. Upon receipt of said notice the owner, lessee, tenant or agent shall post in a conspicuous place on each floor of the building, a copy of said notice.

Failure or neglect to furnish a statement of allowable safe loads in a building, the giving of incorrect infor-

mation in such a statement, refusal to permit the Superintendent to make any examination of the building he may deem necessary or refusal, failure or neglect to post copies of the notice in accordance with the foregoing provisions, shall be a violation of this Code.

ELIMINATION OF FIRE HAZARDS

Sec. 209. The Superintendent is hereby empowered to require the owner, lessee, tenant, occupant or agent of any building or structure to provide all reasonable safeguards for the prevention and extinguishment of fires and the protection of persons and property in case of fire. Whenever he considers such action warranted, he shall have authority to require the installation of as many fire extinguishers of an approved type as he may deem necessary placed within or near any assembly room in which more than fifty (50) people are permitted to congregate at any one time, to require the periodical charging of said fire extinguishers, to require that all exits in said room be adequately marked or lighted and all exit doors from the room and on the way to the outside be made to open in the direction of exit and to prohibit in such room the use of any curtains, scenery, draperies or decorations which are not flame-proof. He shall have authority to require that all halls, doors, stairways, passageways, aisles, exits, porches and fire escapes in or on any building be kept in such repair and so free from obstructions as to provide, in case of fire, safe and adequate means of escape for any persons who use, frequent or work in said building and that any waste or other materials or substances in any building be kept in proper containers or so stored as to lessen or eliminate the danger of fire. Notice ordering the owner, lessee, tenant, occupant or agent of a building to comply with any of the foregoing requirements shall state a reasonable length of time for abatement of the hazard. Failure to comply with said requirement within the time limit stated in said notice shall be a violation of this Code.

The Superintendent shall inspect at least once each year any building or structure occupied for the manufacture, storage, sale or use of explosives, highly combustible substances or chemicals, gases under pressure or other materials, substances or chemicals which may cause fire or may be hazardous to life, limb or property in case of fire. If at the time of an inspection any hazardous condition is found to exist, he shall order the owner, lessee, tenant, occupant or agent to abate said hazardous condition within a reasonable length of time. If said hazardous condition is grave enough to warrant such action immediate abatement shall be ordered. Failure to comply with the order of the Superintendent shall be a violation of this Code.

UNSAFE BUILDINGS

Sec. 210. Whenever any building, structure, part thereof or appurtenance thereto is found to be in unsafe condition, the Superintendent shall notify in writing the owner, lessee, tenant, occupant and/or agent thereof describing said unsafe condition and ordering the abatement thereof.

CONDEMNATION OF BUILDING NOTICE

Sec. 211. If, in the opinion of the Superintendent, the condition of any building, structure, part thereof or appurtenance thereto is such as to warrant its condemnation, he shall prepare a notice of condemnation describing the unsafe condition and ordering the abatement thereof. Such notice of condemnation shall be signed by the Director of the Department of Public Safety and the Superintendent and shall be sent to the owner or the owner's agent by registered mail or served personally on said owner or agent. A copy of said notice shall be served personally on the occupant of said building and at least one copy thereof posted on the premises affected by the condemnation. The time limit stated in said notice for abatement of the unsafe condition shall be thirty (30) days, except that when, in the opinion of the Superintendent, the hazard to life, limb or property warrants such action he shall have authority, upon obtaining the approval

of the Director of the Department of Public Safety, to order such abatement within a shorter period of time.

DISCONTINUANCE OF OCCUPANCY

After issuance of a notice of condemnation, the Superintendent shall have authority to revoke any certificate of occupancy which may previously have been issued for the building or structure affected thereby. If no certificate of occupancy had previously been issued the Superintendent shall have authority to order the discontinuance of any or all occupancies in said building or structure. After notice of revocation or notice ordering the discontinuance of occupancy or copies of such notice have been sent to the owner, lessee, tenant, occupant or agent of said building or structure, the continued occupancy of the building or structure shall be a violation of this Code and the owner and all occupants shall be in violation thereof. If any condemned portion of a building constitutes or contains an exit which is required by law or ordinance or is, in the opinion of the Superintendent, a necessary means of egress, the continued occupancy of said building after revocation of the certificate of occupancy or issuance of an order to discontinue the occupancy shall be in violation of this Code, whether or not any other portion of said building is in unsafe condition. If the building, structure, part thereof or appurtenance thereto shall have been made safe, the Superintendent shall re-issue or renew any certificate of occupancy which may have been revoked or, upon application, shall issue a new certificate.

AUTHORITY FOR ABATEMENT AND RECOVERY OF COST THEREOF

If, after expiration of the time specified in the notice of condemnation, the owner, agent or person in charge or control has not abated the unsafe condition described in said notice and has not appealed to the Court of Common Pleas, as provided for by law, the Superintendent shall have authority to abate said unsafe condition by repairing, removing or demolishing said building, structure, part thereof or

appurtenance thereto at the expense of the City of Pittsburgh, the cost thereof to be recovered by the City from said owner in an action of law in the Court of Common Pleas. When such suit with statement of claim and description of the premises is filed by the City, the Prothonotary shall index it upon the judgment docket and the City shall have a lien for the amount of said claim against said premises.

METHODS OF ABATEMENT

In abating any dangerous condition cited in a notice of condemnation, the Superintendent shall have authority to decide whether the building, structure, part thereof or appurtenance thereto shall be repaired, removed or razed. If he shall decide to raze said building or structure and the owner thereof has not, within thirty (30) days after condemnation, notified the Superintendent in writing that he desires to have all parts, appurtenances and materials removed therefrom placed on the lot, the Superintendent shall have authority to allow the person, firm or corporation performing the work of demolition to retain any or all such parts, appurtenances and materials as payment or part payment for the razing of the building or structure. If such parts, appurtenances and materials are placed on the lot, the owner shall be required to use or dispose of them within ninety (90) days after completion of the demolition and shall be responsible for any unsafe condition arising from their storage on the lot.

CERTIFICATES OF OCCUPANCY—WHEN REQUIRED

Sec. 212. A certificate of occupancy shall be required for any building hereafter erected, any building or part thereof the use of which is changed from one occupancy classification to another or any building in which the number of family units is increased. A certificate of occupancy shall also be required for any building or structure used otherwise than as a one family dwelling when the Superintendent deems an official record of its occupancy necessary or desirable.

APPLICATION

The owner, lessee, tenant or agent of any building or part thereof shall,

when called upon to do so by the Superintendent, apply to the Bureau for such certificate of occupancy. The Superintendent shall have authority to require that there be filed with the application any plot plans, plans, calculations, statements or reports he may deem necessary and to order any load tests necessary to determine whether the building or any part thereof is capable of sustaining the loads to be carried.

ACTION ON APPLICATION

If the building or part thereof complies with the provisions of all laws and ordinances affecting the proposed use, the Superintendent shall issue the certificate of occupancy. If an occupancy which does not comply with the requirements of this Code has existed since prior to the adoption thereof, the Superintendent shall issue a certificate of occupancy therefor unless the variation from said requirements is of such nature that a serious hazard to life, limb or property may be deemed to exist. If any application for a certificate of occupancy is disapproved and the occupancy applied for is in existence at the time of disapproval, such occupancy shall be discontinued, except that if, in the opinion of the Superintendent, there is no hazard to life, limb or property he shall have authority to permit the continuance of such occupancy for a reasonable length of time pending the performance of any work necessary to place the building or part thereof in compliance with the requirements of this Code.

When an application for a certificate of occupancy is refused the Superintendent shall notify the applicant in writing, citing the variation or variations of the occupancy from the requirements of this Code. An applicant shall have the right of appeal from such refusal to the Board of Standard and Appeals.

TEMPORARY CERTIFICATE

The Board of Standards and Appeals shall have authority to approve the issuance of a temporary certificate of occupancy for a building or part thereof which does not comply with the requirements of this Code for the occu-

pancy named in said certificate on condition that any safeguards deemed necessary by the Board be provided. Such temporary certificate shall expire one year after the date of issuance thereof or at an earlier date if so specified by the Board. Upon expiration of such certificate the Board shall have authority to grant a new temporary certificate of occupancy.

POSTING OF PLACARDS—LEGAL CAPACITY OF ASSEMBLY ROOMS

Sec. 213. For each assembly room of buildings classified in Occupancy Group "A," the Superintendent shall furnish, in addition to the Certificate of Occupancy, a placard which can be easily read from a distance of twenty (20) feet. Such placard shall state that occupancy by more than the allowable number of persons is dangerous and unlawful and shall be displayed in a prominent place in the room. The occupant of the building shall be responsible for keeping the actual load within the allowable limits as specified in Chapter 21, and for keeping the number of occupants within the legally allowable number.

LIVE LOADS IN COMMERCIAL, INDUSTRIAL AND OFFICE BUILDINGS

After issuance of a certificate of occupancy for any building of Group "D-1," "D-2" and "D-3" Occupancies, the live loads for which each floor or part thereof has been designed shall be posted by the owner in that part of each story in which they apply, using durable signs which it shall be unlawful to remove or deface. The occupant of the building shall be responsible for keeping the signs in plain view and for keeping the actual load within allowable limits.

PERMITS

Sec. 214. A separate permit shall be required for each of the following operations and said permit shall be issued by the Bureau before the commencement of any such work:

BUILDING CONSTRUCTION

(a) Erection, construction, enlargement, alteration, repair, removal or

demolition of any building, structure or part thereof.

ELECTRICAL

(b) Installation, alteration or repair of electric wiring, fixtures, equipment, apparatus, devices or appurtenances.

SIGN

(c) Erection, alteration, enlargement or repair of any sign, barber pole, marquee, awning or canopy except any of such structures which are exempted in Chapter 36 of this Code.

MECHANICAL DUCT

(d) Installation or alteration of any mechanical air duct system.

WARM AIR HEATING

(e) Installation or alteration of any warm air heating system.

APPLICATION FOR ANY PERMIT

Application for any permit shall be made on a form prescribed by the Bureau. The applicant shall submit with the application any plot plans, plans, specifications, calculations, statements or reports deemed necessary and shall make or furnish certified reports of any tests or analyses ordered by the Superintendent.

APPLICATION FOR BUILDING CONSTRUCTION PERMIT

Sec. 215. The applicant for a building construction permit shall state on the application the estimated cost of the proposed work and, when the fee for the permit is so based, the estimated cubic contents of the building or part thereof to be constructed. The Superintendent shall, when necessary, correct or revise the amount stated as the cubic contents in accordance with his computation, based on examination of the plans. If, in the opinion of the Superintendent, the estimated cost of the work, as stated in the application, is obviously at variance with current construction costs, he shall have authority to order the applicant to revise the stated estimate and may withhold issuance of the permit until after a satisfactory revision has been made.

DRAWINGS, SPECIFICATIONS AND PLOT PLANS

Copies of drawings and specifications

and a plot plan showing the location of any proposed or existing building on the property shall be filed in duplicate with the application, except that the Superintendent shall have authority to waive the submission of drawings, specifications and plot plans if the work to be authorized in said permit is not extensive, and/or can be sufficiently described in said application to indicate compliance with the requirements of this Code and all other laws and ordinances affecting said work.

Drawings and specifications shall be prepared by a registered architect or a registered professional engineer and shall be signed by him and stamped with his seal; provided, however, that nothing in this Code shall be construed to prevent any resident of this Commonwealth from making plans or specifications for the occasional or incidental erection or construction of: (1) any building or enlargement or alteration thereof intended for occupancy by himself or any person, association or corporation employing him, costing less than \$10,000, where the space enclosed does not exceed 30,000 cubic feet calculated by the standards or methods recommended by the American Institute of Architects; (2) any building or enlargement or alteration thereof which is to be used for farm purposes; (3) any single family residence of any size or cost which is to be used by such resident as his home; or (4) any remodeling or alteration, regardless of cost, to existing buildings, not involving structural changes and which does not include additions costing \$10,000 or more or containing an enclosed space greater than 30,000 cubic feet calculated as aforesaid.

Drawings and specifications shall be of sufficient clarity to indicate the nature and character of the work proposed and to show that all existing laws will be complied with. Computations, strain sheets, stress diagrams and other data necessary to show the correctness of the drawings and sufficiency of materials, shall accompany the drawings and specifications when required by the Superintendent. Each floor plan shall have indicated there-

on the live load, in pounds per square foot, for which the floor is designed.

Any specifications in which general expressions are used to the effect that "work shall be done in accordance with the Building Code" or "to the satisfaction of the Superintendent" shall be deemed inadequate or incomplete. Every reference to this Code shall be to the section or sub-section applicable to the material or method of construction proposed.

All drawings and specifications shall bear the name of the author thereof in his or her true name, followed by such title as he or she may be lawfully authorized to use.

Specifications shall not be required for Groups "E" and "F" Occupancies. For all other Occupancy Groups, one (1) set of specifications shall be submitted with each set of plans and shall contain such complete and detailed descriptions as will clearly show the kinds of materials to be used, the method of installation, etc., so as to show completely all information not given on the plans and which is required by laws and ordinances, in clear and specific language, and the various subjects therein shall be grouped in the order of their construction and be properly indexed.

INADEQUATE PLANS AND SPECIFICATIONS

If the matters mentioned in any application, plans, specifications or descriptions indicate that the work to be done is not clearly or is inadequately defined, is not in all respects in accordance with the provisions of laws and ordinances or is not properly dimensioned, the Superintendent shall refuse to issue permit until same shall have been made to conform to the requirements herein in every respect.

TIME LIMIT FOR EXAMINATION OF PLANS

Sec. 216. Examination of plans, specifications and descriptions shall occupy as short a time as possible and not more than fifteen (15) days in any case. If the applicant is not prompt in furnishing the necessary

information, the application for permit may be refused and all work ordered suspended until the proper information is furnished.

ISSUANCE OF PERMIT AND DISPOSITION OF PLANS AND SPECIFICATIONS

Sec. 217. The application, drawings and specifications filed by an applicant for a building permit shall be checked by the Superintendent and if found to be in conformity with the requirements of this Code and all other laws or ordinances applicable thereto, the Superintendent shall, upon receipt of the required fee, issue the building construction permit.

When the Superintendent issues the permit, he shall endorse in writing or stamp on both sets of drawings and specifications "APPROVED" and such stamp shall bear his signature. One such approved set of drawings and specifications shall be retained by the Superintendent as a public record and the other set of drawings and specifications shall be returned to the applicant and shall be kept on the building site at all times during which the work authorized thereby is in progress and shall be open to inspection by public officials. Such approved drawings and specifications shall not be modified or altered unless authorized by the Superintendent. Two (2) copies of all revisions or alterations to approved drawings and specifications shall be filed in the office of the Bureau, and all revisions shall conform to the requirements of this Code. All work shall be done in accordance with the approved final drawings and specifications.

All such drawings and specifications shall be considered instruments of service and confidential records of the work of their author, and as such shall be open to inspection by public officials only; provided that the Superintendent may permit the owner of the building to inspect such drawings and specifications in the Superintendent's office at any time and provided further that the Superintendent may permit architects, builders or engineers, legitimately employed by the owner or lessee of the building, to

inspect such plans and specifications in the Superintendent's office whenever such plans and specifications are not available from their author in Pittsburgh.

If the owner of a building shall state in writing that copies of plans of said building cannot be obtained from their author because of the author's death, the inability of the owner to ascertain the whereabouts of the author or the inability of the author to supply such copies, the Superintendent shall have authority to permit said owner to make copies of said plans.

PERMIT FOR FOUNDATION

Sec. 218. The Superintendent shall have authority to issue a permit for a foundation for a building before submission of complete plans and specifications for the superstructure, provided the applicant submits all necessary plans, specifications, statements and reports affecting said foundation and sufficient information regarding the superstructure to enable the required strength of the foundation to be determined.

PERMIT FOR RAZING

Sec. 219. The applicant for a permit to raze or remove any building, structure, part thereof or appurtenance thereto shall satisfy the Superintendent that said razing or removal will be done in such manner as to prevent any hazard to adjoining properties or to any person who uses a public thoroughfare abutting upon the property on which the building or structure is situated. The Superintendent shall have authority to require that any barricades or other safeguards he may deem necessary, be erected and maintained in a safe condition during the progress of the work. If, after razing of a building or structure or part thereof, any depression on the lot may be deemed to constitute a hazard to life or limb, the Superintendent shall have authority to require such depression to be filled or otherwise made safe or barricaded in such manner as to eliminate said hazard. If, after issuance of a permit to raze or remove a building, structure, part thereof or appurtenance thereto, it is found that the work of razing or removal is not be-

ing performed in a safe manner, the Superintendent shall have authority to revoke said permit. Any work of razing or removal performed after such revocation shall be a violation of this Code.

TIME LIMITATION OF PERMIT

Sec. 220. If, after issuance of a permit, the construction work has not been started within six (6) months or, subsequent to the starting thereof, has been discontinued for a period of six (6) months, said permit shall become void, unless extended by the Board of Standards and Appeals.

PERMITS INADVERTENTLY ISSUED

Sec. 221. The issuance of a permit shall not prevent the Superintendent from requiring the correction of errors in drawings and specifications filed with the application therefor nor from prohibiting building operations being carried on thereunder when in violation of this Code or of any other law or ordinance. The issuance of a permit or approval of drawings and specifications shall not be construed to be a permit for or an approval of any violation of the provisions of this Code. No permit presuming to give authority to violate or cancel the provisions of this Code shall be valid.

ALTERATIONS OF PLANS OR CHANGES IN CONSTRUCTION

Sec. 222. No change or deviation affecting the structural parts of the building, its classification of occupancy or grade of construction shall be made on any plans, specifications or descriptions after the issuance of a permit unless new information is submitted to and approved by the Superintendent.

SUSPENSION OR REVOCATION OF PERMIT

Sec. 223. Whenever the work for which a permit has been issued is not being performed in conformity with the plans, specifications and descriptions filed with the application and upon which permit has been issued or all the stamped plans are not being kept on the work, it shall be the duty of the Superintendent to notify the applicant and/or the owner or agent that the work is being constructed in

violation of this Code, and that such work must be suspended until permission has been obtained for such deviation, until the work is made to conform to the application, plans, specifications or statement upon which the permit was issued or until stamped plans and specifications are placed upon the work.

If the person, firm or corporation carrying out the work fails to comply with the said notice, it shall be the further duty of the Superintendent to revoke said permit. Written notice shall be mailed to the contractor doing the work and to the owner or agent, and shall be posted on the work, and it shall be unlawful for any person or persons to perform any work in or about said building or structure after the revocation of the permit and the posting of the notice thereof, except to perform such work as may be required for the correction of the existing violations.

In cases which, in the judgment of the Superintendent, require immediate action, the permit may be revoked verbally and confirmed in writing without serving the notice referred to herein.

The Superintendent shall have authority to revoke any permit authorizing repair to or demolition of a building which has been condemned by the Bureau if work thereon has not been commenced within thirty (30) days after the date of issuance of said permit or has not been completed within a stipulated number of days to be fixed by the Superintendent.

Any person removing the notice of revocation after same has been posted, except upon order of the Superintendent, shall be subject to the penalties provided in this Code.

When a permit has been revoked, it shall not be reinstated until all existing violations have been corrected. Written notice of the reinstatement of a permit shall be given to the owner and contractor before such work may proceed.

OCCUPANCY PERMIT AFTER CONSTRUCTION

Sec. 224. Upon completion of the

work of construction, the contractor or applicant for permit or the owner or his agent shall notify the Superintendent thereof, and the Superintendent shall inspect the building, and if, in his judgment, there has been any violation of this Code, or there has been any faulty workmanship, or there has been any defective materials used he shall either order such defect corrected or he shall order such loading tests as may be required in order to demonstrate that the structure is adequate. Such loading test shall be made upon such part or parts of the building as shall be designated by the Superintendent. The amount of super-imposed load to be applied shall be equal to twice the calculated or design live load. The procedure and instrumentation shall be as approved by the Superintendent and the test shall be performed under the supervision of a registered engineer or approved testing laboratory. The structure shall be deemed to have satisfied the requirements, provided:

1. In the case of ductile materials such as steel the deflection measurements indicate that the structure has not exceeded the yield point of the material.

2. In the case of concrete or similar semi-elastic materials the results of the tests shall pass the requirements of the American Concrete Institute "Building Regulations for Reinforced concrete" Designation ACI 318-47, together with such additional or altered requirements as may be incorporated in the Rules and Regulations.

3. In any case after the application of the loading for a period of not less than twenty-four (24) hours the structure shall show no increased or progressive deflections after the initial application of the loading.

If the structure shall have failed to pass the above requirements the Superintendent shall either order the structure removed, repaired, or reinforced, or he may permit the structure to be used without change for a reduced amount of live loading which in his judgment the structure is adequate to carry. -

If all work has been done in accordance with the plans, specifications, descriptions and the application, as well as the requirements of all laws and ordinances, the Superintendent shall issue a certificate of occupancy for the building.

INSPECTION RECORD CARD

Section 225. Work requiring a building permit shall not be commenced until the permit holder or his agent shall have posted an inspection record card in a conspicuous place on the front premises and in such position as to allow the Superintendent conveniently to make the required entries thereon regarding inspection of the work. This card shall be maintained in such position by the permit holder until the certificate of occupancy has been issued.

GENERAL INSPECTION

Sec. 226. The Superintendent shall inspect all buildings under construction, alteration or repair as frequently as may be deemed necessary. He shall have authority to require periodic tests on building materials to assure the maintenance of standards set up in this Code or in the Rules and Regulations. The Superintendent shall have authority to require tests of proposed or existing construction in cases where satisfactory design drawings and data are not available or where rational analyses by established principles are not possible, in order to determine the adequacy of the construction to carry proposed loadings. All such tests ordered by the Superintendent shall be made under his direction, and all expense for such tests shall be borne by the manufacturer of the material or the applicant for permit.

CALLED INSPECTION

Section 227. The structural framework of any part of any building or structure shall be subject to inspection as required by the Superintendent.

The Superintendent upon notification from the permit holder or his agent shall make the following inspections and shall either approve that portion of the construction as completed or shall notify the permit holder or his agent wherein the same fails to

comply with the law:

1. **FOUNDATION INSPECTION:** To be made after trenches are excavated and forms erected and when all materials for the foundation are delivered on the job. Where concrete from a central mixing plant (commonly termed "transit mixed") is to be used, materials need not be on the job.
2. **FRAME INSPECTION** (Types V and VI Construction): To be made after the roof, all framing, fire-blocking and bracing are in place and all pipes, chimneys and vents are complete.
3. **FINAL INSPECTION:** To be made after building is completed and ready for occupancy.

SPECIAL INSPECTION

Sec. 228. In addition to the inspections to be made as specified above, the owner or his agent shall employ a special inspector during construction on the following types of work:

1. (a) **NEW BUILDINGS AND ADDITIONS:** On foundations and structural framework of new buildings and additions with a volume greater than 100,000 cubic feet.
- (b) **STRUCTURAL FRAMEWORK** (Alterations to Existing Buildings): On structural framework in connection with alterations to existing buildings as required by the Superintendent.
2. **WELDING:** On all structural welding.
3. **REINFORCED GYPSUM:** A special inspector shall be present on the work at all times when cast-in-place reinforced gypsum is being mixed or deposited.
4. **SPECIAL WORK:** On special construction or work involving unusual hazards, as determined by the Superintendent.

QUALIFICATIONS AND DUTIES SPECIAL INSPECTOR

Sec. 229. The special inspector shall be a qualified person approved by the

Superintendent. He shall be employed by the owner or his agent. The special inspector may be a registered architect or registered professional engineer, or he shall have had at least five (5) years' experience in the type of building construction work he is to inspect. He shall have a working knowledge of this Code and a thorough knowledge of the subjects listed in Section 228.

If, in the opinion of the Superintendent, the qualifications of a special inspector may be in doubt, he shall have authority to require said inspector to pass a written examination prepared by the Superintendent.

The special inspector shall furnish inspection on the construction and work covered by Sec. 228, as directed by the Superintendent. He shall make periodic reports in writing to the Superintendent, furnishing all necessary information regarding progress and quality of the work.

FEEES

Sec. 230. Fees for permits and certificates shall be in accordance with the following schedule:

1. Erection of New Buildings and Additions to Existing Buildings:
 - (a) Dwellings, One and Two Family—
 - Up to 1000 cubic feet of cubic contents ----- \$ 5.00
 - Each additional 1000 cubic feet or fraction thereof... .40
 - (b) Buildings of Group "F" Occupancy—
 - Up to 1000 cubic feet of cubic contents ----- 2.00
 - Each additional 1000 cubic feet or fraction thereof.. .25
 - (c) All other Buildings—
 - Up to 1000 cubic feet of cubic contents ----- 5.00
 - Each additional 1000 cubic feet or fraction thereof.. .70
 - (d) In the case of a permit for an addition to a building, no additional amount shall be charged for alterations or repairs to said building authorized under said permit, if the estimated cost of such alterations or repairs does not

exceed \$500.00. If said cost exceeds \$500.00, the fee for said permit shall be an amount computed in accordance with the above schedule plus an additional amount based on the schedule in Sub-section 2 of this Section.

2. Alterations and Repairs to Buildings, Shoring and Raising of Buildings and Erection of Structures Other than Buildings:

Estimated Cost of Work:	
Not more than \$500.00---	2.00
More than \$500.00 and not more than \$1,000.00-----	5.00
More than \$1,000.00:	
For first \$1,000.00 -----	5.00
For each additional \$1,000.00 or major fraction thereof -----	2.00

3. Wrecking and Demolition:

For each building or structure to be razed -----	1.00
--	------

4. Signs and Other Structures Regulated by Chapter 36:

- (a) Projecting Sign, any portion of which extends more than twelve (12) inches over a thoroughfare—
 - For each square foot of sign surface on each side of sign ----- .10
 - Minimum fee ----- 5.00
- (b) Projecting Sign, no portion of which extends more than twelve (12) inches over a thoroughfare—
 - If sign surface is:
 - Not over 100 sq. ft.----- 1.00
 - Over 100 but not over 300 sq. ft. ----- 2.00
 - Over 300 sq. ft.—for each 300 sq. ft. or fraction thereof ----- 2.00
- (c) Roof Sign—
 - If sign surface is:
 - Not over 300 sq. ft.----- 10.00
 - Over 300 sq. ft.:
 - For first 300 sq. ft.----- 10.00
 - For each additional 300 sq. ft. or fraction thereof 5.00
- (d) Ground Sign—
 - If sign surface is:

Not over 100 sq. ft.-----	1.00
Over 100 but not over 300 sq. ft. -----	2.00
Over 300 sq. ft.—for each 300 sq. ft. or fraction thereof -----	2.00
(e) Wall Sign, any portion of which extends more than twelve (12) inches over a thoroughfare— For each sq. ft. of sign surface on each side of sign -----	.10
Minimum fee -----	5.00
(f) Wall Sign, no portion of which extends more than twelve (12) inches over a thoroughfare— If sign surface is: Not over 100 sq. ft.-----	1.00
Over 100 but not over 300 sq. ft. -----	2.00
Over 300 sq. ft.—for each 300 sq. ft. or fraction thereof -----	2.00
(g) Post Sign, any portion of which extends over a thor- oughfare— For each sq. ft. of sign surface on each side of sign -----	.10
Minimum fee -----	5.00
(h) Post Sign, no portion of which extends over a thor- oughfare -----	2.00
(i) Globe Sign -----	2.00
(j) Temporary Sign— If sign surface is: Not over 60 sq. ft.-----	2.00
Over 60 sq. ft. for first 60 sq. ft. -----	2.00
For each additional 60 sq. ft. or fraction thereof	1.00
(k) Barber Pole -----	2.00
(l) Marquee -----	10.00
(m) Marquee Sign, any portion of which extends more than twelve (12) inches over a thoroughfare— For each sq. ft. of sign surface on each side of sign -----	.10
Minimum fee -----	5.00
(n) Marquee Sign, no portion of which extends more than twelve (12) inches over a thoroughfare-----	2.00

(o) Canopy -----	5.00
(p) Fixed Awning -----	5.00

(q) Removal of sign or struc-
ture from one property and
erection on another—
Same fee as would be
charged for erection of new
structure.

(r) Enlargement of Sign—
Same fee as would be
charged for erection of new
sign having same area as
that added to sign.

(s) Enlargement of Marquee or
Canopy—
Same fee as would be
charged for erection of
new structure.

(t) Maintenance and Inspection
Certificates—
Same rate as charged for
erection permit. Maximum*
fee ----- 20.00

The first maintenance and
inspection certificate for a
sign erected under a per-
mit issued on or after Aug.
1st of a given year shall
cover the period from the
succeeding first day of July
to the next succeeding
thirtieth day of June and
shall be charged for at the
rate of one-twelfth (1/12)
the amount of the annual
fee for each month or frac-
tion thereof between the
date of issuance of the
erection permit and the
succeeding thirtieth day of
June, the minimum fee to
be ----- 1.00

(When two (2) or more
signs are erected on the
same supporting frame-
work, each shall be con-
strued as being a separate
sign).

(No fee shall be charged
for a permit for repairs to
a sign or structure, reloca-
tion thereof on the same
property or alteration
thereof on the same prop-
erty or alteration thereto
without an increase in
size).

5. Electrical Work:

(a) Utility Company Meter Connection—
For each Meter ----- .50

(b) Outlets—
1 to 5 ----- 2.00
6 to 15 ----- 3.00
16 to 30 ----- 4.00
31 to 50 ----- 5.00
51 to 100 ----- 6.00
For each additional 25 outlets or fraction thereof --- 1.00
(All current consuming openings shall be rated as outlets).

(c) Fixtures, Medium or Mogul Base:
1 to 5 ----- 2.00
6 to 15 ----- 3.00
16 to 30 ----- 4.00
31 to 50 ----- 5.00
51 to 100 ----- 6.00
For each additional 25 outlets or fraction thereof --- 1.00
When fluorescent lighting is installed in continuous rows, each unit shall be considered a separate fixture. The unit shall be determined by the length of the lamps used.
(The term, fixture, shall be interpreted to mean the lighting device at any outlet).

(d) Motors or Generators:
1 ----- 2.00
2 to 5 ----- 3.00
6 to 10 ----- 5.00
11 to 20 ----- 10.00
21 to 30 ----- 15.00
31 to 60 ----- 20.00
61 to 100 ----- 25.00
Above 100 ----- 30.00

Outlets for electric ranges or any heating devices over 1200 Watts shall be charged for in accordance with the Schedule for Motors.
(Motors smaller than 1 H. P. shall be rated the same as Outlets).

(e) Service and Meter Equipment and Feeders, relocated, replaced or added to original installation:

Not over 100 Amperes --- 2.00
Not over 200 Amperes --- 2.50
Not over 400 Amperes --- 3.00
Not over 600 Amperes --- 5.00
Not over 1200 Amperes --- 7.00
Over 1200 Amperes ----- 10.00

(f) Transformer Vaults, (Indoor or Outdoor Enclosures and outdoor Sub-stations), relocated, replaced or added to original installation:
Not over 200 K. V. A. --- 7.50
Over 200 to 500 K. V. A. --- 10.00
Over 500 K. V. A. ----- 15.00

(g) Capacitors:
One Unit (regardless of number of cells) ----- 2.00
Each additional Unit ----- .50
Group Capacitors shall be charged for in accordance with the Schedule for Motors.
(No charge shall be made for Capacitors in original installation).

(h) Electric Signs and Outline Lighting:
Each four (4) incandescent lamps or fraction thereof shall be charged for at the same rate as for one (1) outlet—
Minimum fee ----- 2.00
In vacuum or inert gas systems, the charge shall be based on the number of transformers, each transformer being rated the same as one (1) outlet—
Minimum fee ----- 2.00

(i) Signalling System ----- 2.00

(j) Temporary Wiring ----- 2.00

(k) Motion Picture Booth, including complete equipment ----- 10.00

6. Warm Air Heating:

(a) Installation of Furnace or Heating System ----- 5.00

(b) Replacements in Heating System—
For each warm air or cold air pipe added ----- 1.00

7. Mechanical Ducts:

(a) New Installation—
For each connected fan

motor H. P. -----	.50
Minimum fee -----	3.00
(b) Alterations and Additions	
For each additional fan	
motor H. P. -----	.50
Minimum fee -----	3.00
(c) Major Replacements -----	3.00

CHAPTER 3 STANDARDS AND BOARD OF STANDARDS AND APPEALS

RULES AND REGULATIONS

Sec. 301. (a) The provisions of this Code are designed to set forth the standards of strength, safety and fire-resistance to be met in any building or structure to which this Code applies. They are not intended to prevent the use of methods of construction, materials, or equipment which will meet adopted standards.

Sec. 301. (b) To enable the Superintendent to properly administer this Code, and to assist users of this Code in the selection of methods of construction, materials, and equipment, which will meet the required standards set forth in this Code, he shall compile a set of "Rules and Regulations for the Building Code," hereinafter referred to as "Rules and Regulations." The Rules and Regulations shall consist of a list of materials, methods and equipment which are acceptable as meeting the requirements of this Code, together with pertinent specifications and data; and such administrative rules of the Bureau of Building Inspection as the Superintendent may deem necessary for the enforcement of this Code.

Sec. 301. (c) All persons may use the materials, methods of construction and equipment:

1. As allowed in this Code;
2. As actually listed in the Rules and Regulations;
3. As allowable for inclusion in the Rules and Regulations under the provisions of this chapter, by reason of approval by one of the listed authorities, or by reason of approval by the Board of Standards and Appeals without further showing that such materials, methods, and equipment will meet the required standards.

STANDARD CODES

Sec. 302. (a) The provisions of the following standard building codes or of the subsequently adopted latest published revisions thereof, insofar as they are not in conflict with any of the provisions of this Code, shall be applicable to the subjects listed in connection with said standard codes as the requirements of this Code:

1. AMERICAN CONCRETE INSTITUTE:

Concrete

- (a)—for good engineering practice in the design, erection, allowable working stresses, and for the mixing and placing of concrete on structures built of reinforced concrete: "Building Regulations for Reinforced Concrete"—(ACT 318-47).

Concrete Chimneys

- (b)—for construction and erection of concrete chimneys; "Tentative Specification for the Design and Construction of Reinforced Concrete Chimneys"—(ACI 505-36T).

2. AMERICAN INSTITUTE OF STEEL CONSTRUCTION:

Structural Steel

- for good practice in the design, fabrication and erection of structural steel for buildings: "Specifications for the Design, Fabrication and Erection of Structural Steel for Buildings (Riveted, Bolted and Arc-Welded Construction)"—(AISC Revised 1946 Edition, including Preface).

2. (a) In addition to the above, "Hot Rolled Beams and Channels less than ¼ inch thick may be used as secondary framing members, also may be used in light structures such as skylights, marquees, fire escapes, light miscellaneous steel work or light occupancy buildings."

**3. AMERICAN IRON & STEEL
INSTITUTE:**

Light Gage Steel

—for good practice in the design and erection of formed steel construction (including ribbed steel roof deck construction) composed of members formed of light gage steel for buildings;

"Specification for the Design of Light Gage Steel Structural Members" (AISI April 1946 Edition) and "Bulletin V — Steel Regulations" — (AISI January 1947 Edition).

3. (a) Exception: Nothing in this section shall be construed to prohibit the use of hot rolled steel sections less than $\frac{1}{4}$ " thick, where light gage cold formed steel members are permitted.

**4. AMERICAN STANDARDS
ASSOCIATION:**

Masonry

- (a) for standard practice in masonry construction; "Masonry"—(ASA A41.1, January 1944 Edition).

Refrigeration

- (b) for safe practice in the design and installation of mechanical refrigeration; (ASA B-9, 1939 (ASRE Circular No. 15).

Gypsum Plastering

- (c) for good practice in gypsum plastering, including requirements for lathing and furring; "Standard Specifications for Gypsum Plastering (Including Requirements for Lathing and Furring)"—(ASA A42.1, June 17, 1942 Edition).

Gypsum Concrete

- (d) for good practice in the design and erection of reinforced gypsum concrete; "Building Code Requirements for Reinforced Gypsum Concrete"—(ASA A59.1, June 19, 1945 Edition).

Electrical

- (e) for good practice in electrical wiring and apparatus; "National Electric Code—1947" —(Standard of the National Board of Fire Underwriters for Electric Wiring and Apparatus as Recommended by the National Fire Protection Association and approved by American Standards Association).

Electrical

- (f) for safe practice in electrical construction; "National Electrical Safety Code"—(Department of Commerce, American Standard approved November 15, 1927, by American Engineering Standards Committee).

**5. AMERICAN SOCIETY FOR
TESTING MATERIALS:**

Testing

- (a) for the specifications on, and the methods of testing, for metals and the materials of masonry construction;

Testing

- (b) for the methods of standard fire tests of building construction and materials and for the methods of fire tests of door assemblies; "Methods of Fire Tests of Building Construction and Materials"—(ASTM E-119-41) "Methods of Fire Tests of Door Assemblies"—(ASTM E-152-41).

Testing

- (c) for the method of testing combustible properties of wood; "Standard Method of Test for Combustible Properties of Treated Wood"—(ASTM E-160-46).

**6. AMERICAN SOCIETY OF
CIVIL ENGINEERS:**

Piles

- for good practice in design and construction of pile foundations and pile structures; "Pile Foundations and Pile

Structures"—(Manual of Engineering Practice No. 27, January 18, 1946 Edition).

7. NATIONAL LUMBER MANUFACTURERS' ASSOCIATION:

Lumber Fastenings

—for the working stresses of stress-grade lumber fastenings;

"National Design Specifications for Stress-Grade Lumber and Its Fastenings"—(NLMA 1944 Edition).

8. NATIONAL BUREAU OF STANDARDS:

Testing

—Any official records of that bureau of Standard Fire Tests
—for tested fire-resistive ratings of materials and constructions;

"Fire-Resistive Classifications of Building Construction"—(NBS BMS-92, October 7, 1942 Edition).

9. NATIONAL BOARD OF FIRE UNDERWRITERS:

Explosives

- (a) for safe practice in the use of handling of materials, liquids or gases, which are explosive, highly combustible, or involve dust explosion hazards; and in the construction and other safeguards to be observed in their processing and storage.

Heating Appliances

- (b) for safe practice in the classification, installation and insulation of heating appliances.

Fire Protection Devices and

Equipment

- (c) for safe practice in the installation and maintenance of fire protective devices and equipment, including among others, sprinklers, fire doors, and fire windows.

Testing

- (d) for estimated and tested fire-resistive ratings of materials and construction which are not in conflict with Sec. 302 (a) 8.

Chimneys and Smokestacks

- (e) for safe practice in the design and construction of chimneys and metal smokestacks.

Oil Burning Equipment

- (f) for installation of oil burning equipment;

- "Standards for Installation of Oil Burning Equipment"—(NBFU Pamphlet No. 31, April 1941 Edition).

Blower and Exhaust Systems

- (g) for installation of blower and exhaust systems for dust, stock and vapor removal;
"Standards for Installation of Blower and Exhaust Systems for Dust, Stock and Vapor Removal" — (NBFU Pamphlet No. 91, February 1947 Edition).

Air Conditioning, Heating, Air Cooling and Ventilating

- (h) for installation of air conditioning, warm air heating, air cooling and ventilating systems;
"Standards for Installation of Air-Conditioning, Warm Air Heating, Air Cooling and Ventilating Systems" — (NBFU Pamphlet No. 90, October 1946 Edition).

Protection of Openings

- (i) for regulations for the protection of openings in walls and partitions against fire;
"Regulations for the Protection of Openings in Walls and Partitions Against Fire" — (NBFU Pamphlet No. 80, January 1939 Edition).

Oil Burners

- (j) for installation of oil burners in stoves and ranges originally designed for solid fuels and for the storage and use of fuel oils in connection therewith;
"Standards for Installation of Oil Burners in Stoves and Ranges Originally Designed for Solid Fuels and for the Storage and Use of Fuel Oils in Connection Therewith" — (NBFU Pamphlet No. 39, April 15, 1932 Edition).

City Gas

- (k) for installation, maintenance, and use of piping, appliances and fittings for City gas; "Standards for Installation, Maintenance, and Use of Piping, Appliances and Fittings for City Gas"—(NBFU Pamphlet No. 54, September 1, 1943 Edition).

Pulverized Fuel System

- (l) for installation of pulverized fuel systems; "Standards for Installation of Pulverized Fuel Systems" — (NBFU Pamphlet No. 60-A, November 30, 1945 Edition).

Small Heating and Cooking Appliances

- (m) for installation, maintenance and use of small heating and cooking appliances; "Standards for Installation, Maintenance and Use of Small Heating and Cooking Appliances"—(NBFU Pamphlet No. 310, November 15, 1937 Edition).

Acetylene Equipment

- (n) for installation and operation of acetylene equipment for lighting, heating and cooking; "Standards for Installation and Operation of Acetylene Equipment for Lighting, Heating and Cooking" — (NBFU Pamphlet No. 50, March 1, 1930 Edition).

Garages

- (o) for good practice requirements for the construction and protection of garages;

"Recommended Good Practice Requirements for the Construction and Protection of Garages" — (NBFU Pamphlet No. 88, October 15, 1932 Edition, January, 1939 Reprint).

Dry Cleaning and Dry Dyeing Plants

- (p) for safeguarding dry cleaning and dry dyeing plants; "Standards for Safeguarding Dry Cleaning and Dry Dyeing Plants"—(NBFU Pamphlet No. 32, February, 1944 Edition).

Paint Spraying and Spray Booths

- (q) for paint spraying and spray booths using flammable materials; "Standards for Paint Spraying and Spray Booths (Using Flammable Materials)"—(NBF N Pamphlet No. 33, October, 1946 Edition).

11. PACIFIC COAST BUILDING OFFICIALS CONFERENCE OF AMERICA UNIFORM BUILDING CODE:

Wood Design Practice

- for good practice in the use of wood in the types of construction of which it is a part, except as noted in Section 302(a) 7; (Uniform Building Code, 1946 Edition).

12. STEEL JOIST INSTITUTE:

Steel Joists

- for good practice in design and erection of steel joist construction; "Recommended Abbreviated Regulations for Use in Building Codes," as shown in Steel Joist Construction, Specifications, Loading Tables and Properties" — (SJI Handbook, 1946 Edition).

13. UNDERWRITERS' LABORATORIES, INC.:

Testing, Labeling and Inspection

- (a) for testing, labeling and inspection service, pertaining to fire doors and windows and other opening protectives, and fire extinguishing devices and other apparatus, and labeling service on electrical equipment and heating devices.

Classifications and Ratings

- (b) for classification and ratings of fire-retardant roofings.

Electrical

- (c) list of inspected electrical equipment; "List of Inspected Electrical Equipment"—(U. L. Inc., May 1945 Edition).

14. AMERICAN GAS ASSOCIATION:

Testing and Labeling
—for testing and labeling of
gas fire heating devices.

**15. AMERICAN WOOD PRESERVES
ASSOCIATION:**

Pile Preservatives
—for the treatment of wood
piles with preservatives;
“Manual of Recommended
Practice.”

Sec. 302. (b). for the purpose of approving the use of materials, methods, and equipment not covered in this Code or in the published listed authorities the Board of Standards and Appeals shall be authorized to accept as evidence any properly certified report of test performed by an approved disinterested testing laboratory or registered engineer, provided that the material, method or equipment is certified by the applicant to be essentially the same as that tested. The Board of Standards and Appeals shall be authorized to approve such materials, methods, and equipment for use in the City of Pittsburgh on the basis of said material, method, and equipment, providing the same factor of safety as the conventional material, method or equipment it substitutes for or most nearly resembles. When such materials, methods or equipment shall become the subject of approved standards of a listed authority such standard may be adopted by the Board of Standards and Appeals in place of the approval under this paragraph. Such material or equipment approved under this paragraph shall bear the legend “Approved by the Board of Standards and Appeals of the City of Pittsburgh.”

Sec. 302. (c). The Superintendent may incorporate the findings of listed approved authorities into the “Rules and Regulations,” either by substantial repetition of those findings and data, or by reference, or by a combination of these methods. If the Superintendent elects to adopt by reference, any documents so adopted shall be kept on file in his office, and available to the Public. Nothing shall be incorporated in the “Rules and Regulations,” wheher actually printed

therein or adopted by reference, which conflicts with, or tends to vitiate, the provisions of this Code.

Sec. 302 (d). For the purpose of securing for the public the benefits of new developments in the building industry, the Superintendent shall constantly supplement the “Rules and Regulations” with such new or alternate materials, methods, and equipment, or revised specifications for existing materials, etc., as are from time to time adopted and published by the listed approved authorities, or as are approved by the Board of Standards and Appeals.

**MATERIALS, METHODS AND
EQUIPMENT NOT INCLUDED**

Sec. 303. No person shall use materials, methods of construction or equipment other than those specifically permitted by Sec. 301 (c) without showing proof that such new or alternate materials, methods or equipment, will meet the required standards. In order to make such showing, any person shall file with the Superintendent authentic proof in support of claims that may be made regarding the sufficiency of such materials, methods, or equipment, and request acceptance and permission for their use. The Superintendent shall accept such methods, materials, or equipment provided he finds that they are acceptable under the provisions of Sec. 302 (a) or 302 (b).

APPEALS

Sec. 304. In case the Superintendent shall find that any proposed materials, methods, or equipment will not meet the requirements of this ordinance, he may reject such proposal, and in such event, the person making application may appeal the ruling of the Superintendent to the Board of Standards and Appeals by serving written notice on the Superintendent, stating in such notice that the appellant desiring to use the alternate materials, methods, or equipment shall guarantee payment of all expenses for necessary tests ordered by the Board of Standards and Appeals. Such notice shall be at once transmitted to the Board which shall arrange for a public hearing on the particular point raised. Such appeal

shall be accompanied by a deposit of ten dollars (\$10.00), payable to the City Treasurer. If upon hearing by the Board, the appeal is denied, such deposit shall be retained by the City. If the decision of the Superintendent be over-ruled, the deposit shall be returned to the applicant. Such appeal shall be made within ten (10) days of such rejection by the Superintendent.

BOARD OF STANDARDS AND APPEALS

Sec. 305 (a). For the purpose of determining questions of fact as to the adequacy of methods of construction, materials, or equipment and to provide for factual interpretation of the provisions of this Code, there is hereby created a Board of Standards and Appeals consisting of three (3) members who are qualified by experience and training to pass upon matters pertaining to building construction. One (1) member shall be a registered architect, one (1) shall be a competent builder, and one (1) a registered professional engineer whose experience pertains to building construction; each of whom shall have had at least ten (10) years' experience in his occupation and each of whom shall be a resident of the City of Pittsburgh.

The Board of Standards and Appeals shall be appointed by the Mayor with the approval of City Council. Before making such appointments, the Mayor shall request a list of two (2) recommended architects from the Pittsburgh Chapter of the Pennsylvania Society of Architects, two (2) recommended builders from the Master Builders' Association of Allegheny County, Pennsylvania, and two (2) recommended professional engineers from the Pittsburgh Chapter of Pennsylvania Society of Professional Engineers, and he shall give careful consideration to such recommendations in the making of the appointments. It is not required that the persons nominated by such organization shall be members thereof.

The Mayor shall give each organization fifteen (15) days written notice requesting submission of the list of names. If at the expiration of fifteen (15) days he has not received the requested list from any such organiza-

tion, he shall make the appointment without regard to such list. When a member is removed for just cause or resigns, the Mayor shall notify such nominating organization of the vacancy and request submission of a new list of names.

TENURE OF SERVICE—MEMBERS OF BOARD OF STANDARD AND APPEALS

Sec. 305 (b). The members of the Board of Standards and Appeals shall be designated to serve for a term of three (3) years, except that of the initially appointed board, one (1) member shall serve for one (1) year; one (1) member for two (2) years; and one (1) member for three (3) years. Vacancies shall be filled for the unexpired term of any member whose term becomes vacant.

MEETINGS

Sec. 305 (c). The Board of Standards and Appeals shall set the time for its meetings, which shall be called upon request of the Superintendent. It shall be the duty of the board to hear any appeal within ten (10) days after the filing thereof. Two (2) members shall constitute a quorum.

POWERS

Sec. 305 (d). The Board of Standards and Appeals shall hear all appeals from the decisions of the Superintendent which are provided for in this Code. The Board shall also pass upon all matters referred to it by the Superintendent in accordance with the provisions of this Code. When an appeal is taken from any order issued by the Superintendent or any action taken by him, such order or action shall be temporarily vacated until a final decision on the appeal is rendered by the Board.

The Board may interpret the intent of this Code in specific cases where it clearly appears that undue hardship would result from a literal application of the provisions of this Code. Where such undue hardship can be clearly demonstrated, the Board of Standards and Appeals may authorize the issuance of a building permit or a certificate of occupancy if the building will vary only a reasonable minimum from the

literal provisions of this Code, but will comply with the spirit and intent of the Code with respect to hazard from fire and safety to life, limb and property, provided any such decision by the Board of Standards and Appeals shall be by unanimous vote.

No member of the Board of Standards and Appeals shall take part in any hearing in which he has a personal or financial interest.

All decisions of the Board shall be in writing and shall be filed with the Superintendent, with a copy to appellant in case of appeals.

PUBLIC FILE

Sec. 306. The Superintendent shall keep in the office of the Bureau, available for use by the Public at all times during office hours, at least one complete file containing the Building Code, the standard codes hereby adopted, the findings of approved testing laboratories, the Rules and Regulations and all decisions of the Board of Standards and Appeals.

PART II—DEFINITIONS CHAPTER 4

Definitions of Certain Terms

TERMS DEFINED

Sec. 401—As used in this Code, certain terms shall be defined as follows:

ALTERATION — Any change, rearrangement, addition or modification in construction.

BASEMENT—A story partly below ground of which one-half or more of the height is above the average level of the adjoining ground.

BUILDING—A structure which encloses space. Any portion of a building separated from any other portion by an unpierced fire-resistant wall extending from the lowest floor to the underside of the roof shall be construed as being a separate building.

EXISTING BUILDING—A building in existence at the time any official action of the Bureau of Building Inspection in relation thereto is necessary.

CELLAR—A story of which more than one-half the height is below the

average level of the adjoining ground.

COMBUSTIBLE—Capable of igniting and continuing to burn or glow at or below a temperature of 1200 degrees F.

COURT—An open, unoccupied space bounded on two or more sides by the walls of a building.

INNER COURT—A court which does not extend to a thoroughfare, to a side yard having a width of three feet or more or to a front or rear yard.

OUTER COURT—A court which extends to a thoroughfare, to a side yard having a width of three feet or more or to a front or rear yard. (See, also, definition of court, as applied to exitways, in Sec. 2801).

CUBIC CONTENT (Cube or Cubage) —The actual cubic space enclosed within the outer surfaces of the outside or enclosing walls and contained between the outer surfaces of the roof and 6" below the finished surfaces of the lowest floors. (The standard cubic contents does not include the cube of courts or light shafts open at the top or the cube of outside steps, cornices, parapets, open porches or loggias).

DEAD LOAD—The weight of the structure.

EXISTING BUILDING—See Building.

FIRE RESISTIVE—Ability to resist fire and to prevent its spread, in accordance with Sec 302(a) 5(b).

FLAMEPROOF MATERIAL—Any non-structural or decorative material, such as fabrics, composition boards, cardboard and paper products, or any other material which, in its untreated form, is readily combustible, shall be considered flameproof only if after suitable treatment it is found not to burst into flame or support combustion when subjected to the flame of a gasoline torch applied to the edge of said material for thirty seconds. Any wood which meets the requirements of Sec. 302(a) 5(c) shall be considered flameproof.

FLAMMABLE—Same as COMBUSTIBLE.

FLOOR AREA—The area included within surrounding walls of a building exclusive of vent shafts and courts.

INCOMBUSTIBLE — Same as **NON-COMBUSTIBLE**.

INFLAMMABLE—Same as **FLAMMABLE**.

LIVE LOAD—Any load imposed or capable of being imposed on a structure other than the loads of the structure itself.

MEMBERS, PRIMARY and SECONDARY—In the main structural framework of buildings, primary members shall be construed to include any steel member used as a column, a grillage beam or to support masonry walls or masonry partitions, including trusses, isolated lintels spanning an opening of eight (8) feet or more, and any member required to brace a column, or a truss, or to support two hundred (200) or more square feet of floor or roof area. Secondary members shall be construed to include all other steel members, including filling-in beams of floor and roof systems, which individually support less than 200 square feet of floor or roof area.

NON-COMBUSTIBLE — Incapable of igniting and continuing to burn or glow at or below a temperature of 1200 degrees F.

NON-CONFORMING—Not in compliance with one or more of the provisions of this Code but in existence since prior to the enactment thereof.

NON-FLAMMABLE—Same as **NON-COMBUSTIBLE**.

OCCUPANCY—The purpose for which a building or part thereof is used or intended to be used. Change of occupancy shall mean a change from one occupancy classification to another and shall not be construed as meaning a change of user or occupant. Mixed Occupancy shall mean the use of a Building for more than one occupancy classification.

PENTHOUSE—A structure built above a roof, limited in use to the housing of machinery, mechanical equipment and stairways. A penthouse shall not be construed as a story.

REPAIR—The reconstruction or renewal of any part of an existing building for the purpose of its maintenance.

STORY—That portion of a building between the floor and the ceiling of any occupied level, except basements, cellars and penthouses.

STRUCTURE — Any piece of work which is built or constructed.

THOROUGHFARE—A street, road, alley, way or other space customarily used for travel.

VENEER—A facing of brick, stone, concrete, tile, metal, wood, glass or the like attached to a wall. Veneer shall not be calculated as contributing to the strength of a wall.

PART III — REQUIREMENTS BASED ON OCCUPANCY

CHAPTER 5

Classification of All Buildings by Use or Occupancy, and Heights and Types of Construction for All Occupancies.

OCCUPANCY CLASSIFICATION

Sec. 501. (a). See Sec. 401 for definition of "Occupancy."

(b). Every building whether existing or hereafter erected shall be classified by the Superintendent according to its use or the character of the occupancy as one of the Occupancy Groups "A" to "G", inclusive, as defined in Chapters 6 to 12, inclusive, respectively, and as follows:

OCCUPANCY CLASSIFICATION

A—ASSEMBLY—Primary and intended use for assembly of persons for the purpose of amusement, entertainment, instruction, worship, transportation, sports, or similar purposes, with admission either public or restricted.

A-1 Capacity 1001 or more

A-2 Capacity 751-1000

A-3 Capacity 501-750

A-4 Capacity 251-500

A-5 Capacity 76-250

(Capacities of 75 or less shall be included as a part of the Occupancy which they serve).

B—SCHOOL — Primary and intended use for instruction, recreation and education.

C—GROUP HABITATION — Intended and used for habitation by three (3) or more families, by more

than six (6) persons in addition to the family and service staff in a one-family dwelling, by more than three persons in addition to a family and service staff in a family unit of a two-family dwelling or by more than six (6) persons in addition to the service staff in a building not provided with family housekeeping units.

C-1—Group habitation where the occupants are under restraint or are physically or mentally handicapped or are partially or completely disabled. (Including jails, reformatories, houses of correction, hospitals, sanatoriums, orphanages, homes for the aged, and the like).

C-2—Group habitation other than the categories set forth for Occupancy Group "C-1". (Including hotels, apartments, apartment hotels, dormitories, convents, monasteries, lodging houses and the like).

D—COMMERCIAL, INDUSTRIAL AND OFFICE

D-1—Extra Hazardous — Occupancy involving the handling, manufacture, processing or use of highly inflammable, explosive or unstable materials.

D-2—Hazardous — Occupancy involving the handling, processing, manufacture, use or storage of flammable or explosive materials.

D-3—Light Hazard — Occupancy involving the handling, processing, manufacturing, use or storage of combustible but not highly flammable or explosive materials.

D-4—Non-Hazardous—All other occupancies under this section involving lesser hazards than those stated under "D-1", "D-2" and "D-3".

E—DWELLING—Human habitation for two (2) families or less, and not exceeding in addition to a family and the service staff, six (6) persons in a one-family dwelling, or three (3) persons in each family unit of a two-family dwelling.

F—ACCESSORY, INCIDENTAL OR MISCELLANEOUS OCCUPANCY—Ac-

cessory occupancy in connection with any of the other defined occupancies, but housed in a separate structure not exceeding the ground area of the building of primary use, and incidental and miscellaneous occupancy in connection with the use of land.

G—WORKING STAGES—In connection with Group "A" Occupancy. (Special Requirements).

DOUBTFUL OCCUPANCY

Sec. 502. Any occupancy is doubtful or not specifically mentioned or directly implied shall be classified by the Superintendent and shall be included in the group which its use most nearly resembles, based on the existing or proposed life and fire hazard.

PERMISSION FOR CONTINUATION OF EXISTING OCCUPANCY

Sec. 503. An existing occupancy which was legal at the time of the adoption of this Code shall be permitted to continue if such occupancy, in the opinion of the Superintendent, is not hazardous to life, limb or property and, when applied for, a certificate of occupancy therefor shall be issued. The foregoing provision shall not be construed as authorizing an existing occupancy or requiring issuance of a certificate of occupancy therefor in any building in which the exits do not comply with the requirements of this Code, unless said exits are considered adequate by the Superintendent or additional exit facilities are provided in accordance with an order of the Superintendent.

CHANGE IN USE OF OCCUPANCY

Sec. 504. No change shall be made in the character of occupancy or use of an existing building, or part thereof to a different occupancy group unless such building or part thereof is made to comply with the requirements of this Code for that group, except that the character of occupancy of existing buildings may be changed subject to the approval of the Superintendent and the building may be oc-

cupied for purposes in other groups without conforming to all the requirements of this Code for these groups, provided the new or proposed use of occupancy is less hazardous, based on life and fire risk than the existing use. If a proposed occupancy of an existing building is not in compliance with the provisions of this Code but actually introduces no greater hazard to life and property than the existing or previous occupancy the Board of Standards and Appeals, by unanimous vote, may approve issuance of a certificate of occupancy therefor.

LIVE LOADS AND CAPACITY IN NUMBER OF PERSONS

Sec. 505. Placards stating the allowable legal capacity in number of persons permitted in Group "A" Occupancies and the allowable live loads in Group "D" Occupancies shall be posted in accordance with the provisions of Sec. 213.

SEPARATE BUILDINGS BETWEEN OCCUPANCY SEPARATIONS

Sec. 506. When portions of a building or structure containing more than one classification of Occupancy have each classification of Occupancy separated from all other classifications by unplierced occupancy separations, as shown in Table 5-A, each portion thus separated shall be considered as a separate building or structure, and limitations given for separate buildings shall govern. Buildings and structures not so separated shall be deemed as containing joint or mixed occupancy and governed by the most restrictive of the various limitations of the occupancies.

KINDS OF OCCUPANCY SEPARATIONS

Sec. 507. Occupancy separations shall be vertical, horizontal, or both, or where necessary, of such other form as may be deemed necessary by the Superintendent to afford complete separation between the various occupancy areas in the building or structure.

TYPES OF OCCUPANCY SEPARATION

Sec. 508. Occupancy Separations shall be classified as "4-hour", "2-hour" and "1-hour", defined as follows:

(1) A "4-hour" occupancy separation shall be of not less than 4-hour fire-resistive construction, and all materials of such construction shall be incombustible. 4-hour separations shall have no openings therein except where noted as allowable in the footnotes for Table 5-A.

(2) A "2-hour" occupancy separation shall be of not less than 2-hour fire-resistive construction and all materials of such construction shall be incombustible. All openings in walls forming 2-hour separations shall be protected on one side of the wall by Underwriters' "B" Label, or 1½-hour fire-resistive doors. Such doors shall be self-closing doors kept normally closed, or automatic fire doors.

The total width of all openings in any one story of a 2-hour separation wall shall not exceed 20 per cent of the length of the wall and no single opening shall have an area greater than 100 square feet.

All openings in floors forming a part of a 2-hour separation shall be protected by vertical enclosures extending above and below such opening. Walls of such enclosures shall be of not less than 2-hour fire-resistive construction, and all openings in such walls shall be protected on one side thereof by Underwriters' "B" Label, or 1½-hour fire-resistive doors, self-closing and kept normally closed, or automatic fire doors.

(3) A "1-hour" occupancy separation shall be of not less than 1-hour fire-resistive construction. All openings in such 1-hour separations shall be protected by self-closing, Underwriters' "C" Label, or equivalent fire-resistive doors kept normally closed, or automatic fire doors.

All openings in floors forming a 1-hour separation shall be protected by vertical enclosures extending above and below such openings. Walls of such enclosures shall be of not less than

1-hour fire-resistive construction, and all openings in such walls shall be protected on one side by Underwriters' "C" Label, or equivalent fire-resistive doors, self-closing and kept normally closed, or automatic fire doors.

EMERGENCY LIGHTING

Sec. 509. (a). Emergency Lighting shall be required for the following:

1. All Group "A" occupancies except:

- (1) Lodge rooms and club rooms from which the public is excluded.
- (2) Churches and church buildings used exclusively for worship.
- (3) Open air pavilions.

- (4) Restaurants and dining rooms having a capacity of less than one hundred (100) persons.

2. Auditoriums and gymnasiums of Group "B" occupancies.

3. All Group "C" occupancies except:

- (1) Hotels, apartment hotels, dormitories, convents, monasteries, lodging houses and the like, not more than two (2) stories in height, in which there are accommodations for less than one hundred (100) persons above the ground floor.

- (2) Apartment houses three (3) stories or less in height.

4. All Group "D" occupancies in which twenty-five (25) or more persons are employed above the second floor and in which the failure of power would cause the building to be in darkness.

(b) Emergency light shall be provided in the following spaces of structures or parts thereof required to be

provided with emergency light:

1. Auditoriums, assembly rooms, etc., with lobbies serving same in Groups "A" and "B" Occupancy.
2. Halls, corridors, stairways and all other means of egress (including illuminated exit and directional signs).
3. Operating Rooms of Hospitals.
4. Rooms containing Central Heating Plants.
5. Projection Rooms and Stage Lighting Boards.
6. Rooms in which emergency lighting equipment is located.
7. Outside of buildings above exits and above landings of fire escapes. (References, see Chapter 42, "Electrical").

FIRE ALARM REQUIREMENTS

Sec. 510. Fire Alarm Systems shall be required for the following Occupancy Classifications:

1. Group "B" Occupancy (Schools). Required for all schools having a capacity of fifty (50) or more.
2. Group "C-1" Occupancy (Group Habitation). Required where occupants are under restraint, or are physically or mentally handicapped, or are partially or completely disabled.
3. Group "C-2" Occupancy. Required for hotels, apartment hotels, dormitories and lodging houses having a capacity (including resident staff) of more than twenty-five (25) persons.
4. Groups "D-3" and "D-4" (Commercial, Industrial and Office). Required for retail stores more than two (2) stories in height. (Reference: see Chapter 42, "Electrical").

TABLE 5-A
REQUIRED OCCUPANCY SEPARATIONS IN BUILDINGS

LEGEND: 1—1-Hour Occupancy Separation.
2—2-Hour Occupancy Separation.
4—4-Hour Occupancy Separation.

OCCUPANCY GROUP:

	A-2	A-3	A-4	A-5	B	C-1	C-2	D-1	D-2	D-3	D-4	E	F	G
A-1 Assembly	2	2	2	2	2	2	2	4	4	2	2	2	—	4
A-2 "		2	2	2	2	2	2	4	4	2	2	2	—	4
A-3 "			2	2	2	2	2	4	4	2	2	2	—	4
A-4 "				2	2	2	2	4	4	2	2	2	—	4
A-5 "					2	2	2	4	4	2	2	2	—	4
B School						2	2	4	4	2	2	2	—	4
C-1 Group Habitation							2	4	4	2	2	2	—	4
C-2 Group Habitation								4	4	2	2	1	—	4
D Commercial, Industrial and Office														
D-1 (Extra Hazardous)									4	4	4	4	—	4
D-2 (Hazardous)										4	4	4	—	4
D-3 (Light Hazard)											4	2	—	4
D-4 (Non-Hazardous)												1	—	4
E Dwelling													1	4
F Accessory, Incidental or Miscellaneous														
G Working Stages (see Chapter 12).														

- Notes:—1. Not more than two (2) openings, protected by self-closing, Underwriters' "A" Label, or 3-hour fire-resistive doors, kept normally closed, permissible between public storage garages and Occupancies of Groups "A", "B", "C" and "D-4". No single opening shall exceed twenty-one (21) square feet in area.
2. Fire-resistive vestibules with at least dimension of eight (8) feet and of not less than 4-hour fire-resistive construction, and with all openings protected on both sides of the wall with an Underwriters' "B" Label, or a 1½-hour fire-resistive automatic or self-closing door, will be permitted. Chapt. Ref.

TABLE 5-B

HEIGHT AND STRUCTURAL LIMITATIONS FOR THE VARIOUS TYPES OF OCCUPANCY.
CONSTRUCTED TYPES

OCCUPANCY CLASSIFICATION						
	TYPE I	TYPE II	TYPE III	TYPE IV	TYPE V	TYPE VI
	Fireproof	Fire-Resistive	Protected or Heavy Timber	Incombustible	Ordinary	Wood Frame
(For Details of Construction See:	CHAPTER 15	CHAPTER 16	CHAPTER 17	CHAPTER 18	CHAPTER 19	CHAPTER 20
Group A-1 Assembly	No Limit	No Limit	Not Allowed	Not Allowed	Not Allowed	Not Allowed
Group A-2 Assembly	No Limit	No Limit	2 Stories**	Not Allowed	Not Allowed	Not Allowed
Group A-3 Assembly	No Limit	No Limit	2 Stories**	1 Story	Not Allowed	Not Allowed
6 Group A-4 Assembly	No Limit	No Limit	2 Stories**	1 Story	1 Story	Not Allowed
Group A-5 Assembly	No Limit	No Limit	2 Stories**	1 Story	1 Story	1 Story
7 Group B School	No Limit	No Limit	2 Stories	2 Stories	1 Story	1 Story
Group C-1 Group Habitation	No Limit	3 Stories	Not Allowed	2 Stories	Not Allowed	Not Allowed
8 Group C-2 Group Habitation	No Limit	8 Stories	3 Stories	3 Stories	3 Stories	1 Story
Group D Commercial, Industrial and Office						
Group D-1 (Extra Hazardous)	(See Sec. 902 (a) 5 Stories (See	(See Sec. 902 (a) 3 Stories (See	Not Allowed	Not Allowed	Not Allowed	Not Allowed
Group D-2 (Hazardous)	Sec. 902 (b)	Sec. 902 (b)	Not Allowed	Not Allowed	Not Allowed	Not Allowed
9 Group D-3 (Light Hazard)	No Limit	5 Stories	3 Stories	1 Story	1 Story	Not Allowed
Group D-4 (Non-Hazardous)	No Limit	No Limit	5 Stories	3 Stories	3 Stories	1 Story
10 Group E Dwelling	No Limit	No Limit	No Limit	No Limit	3 Stories	3 Stories
11 Group F Accessory, Incidental or Miscellaneous	(SPECIAL REQUIREMENTS)					
12 Group G Working Stages	(SPECIAL REQUIREMENTS)					

**Denotes that only Type III Incombustible Construction Allowed; except that roofs of spaces used exclusively for worship may be of unprotected heavy timber construction.

- Notes:—1. Whenever height limitations of the Zoning Ordinance are more restrictive than the limitations set forth in the above table, the more restrictive limitations shall govern.
2. For definitions and detailed restrictions governing each Classification of Occupancy, see Chapters 6 to 12, inclusive.
3. For Fire-Resistive Requirements of type of Construction I to VI, inclusive, see Table 14-A.
4. In Occupancy Groups "A", each balcony shall be considered as one (1) story.

5. An occupied attic or half-story shall be considered as one (1) story for the purpose of Occupancy Classification.
6. Area restrictions are contained in the Zoning Ordinance.
7. For requirements of Exits and other Means of Egress, see Chapter 28.
8. When joint or mixed occupancy occurs in any building or structure, the most restrictive limitations of any of the occupancies shall govern all, except as provided for in Section 502.

GROUP "A" OCCUPANCIES DEFINED
Chapter 6—Group "A" Occupancies
(Assembly)

Sec. 601. (a). Group "A" Occupancies shall be the primary and intended use of any building or structure for the purpose of assembly of persons for amusement, education, instruction, worship, transportation, recreation, sports, or similar purposes, with admission either public or restricted.

(b) For the purpose of defining structural and height limitations, Group "A" is divided into the following divisions.

- A-1 Capacity 1001 or more
- A-2 Capacity 751-1000
- A-3 Capacity 501-750
- A-4 Capacity 251-500
- A-5 Capacity 76-250

(Capacities less than 76 shall not be included under Group "A" Occupancy but shall be included as a part of the Occupancy which they serve).

(c) Construction Below Grade. A place of assembly in a building of non-fire-resistive construction may not have any part of its floor more than 12 feet below grade, and if in a fire-resistive building may not have any part of its floor more than 20 feet below grade.

Sec. 602. The Allowable Types of Construction and Limits of Height for Buildings and Structures of Group "A" Occupancies are set forth in Table 5-B.

Sec. 603. For definitions, specific limitations and requirements for Working Stages, see Chapter 12, Occupancy Group "G."

Sec. 604. Interior Finish of Group "A" Occupancies shall be of non-combustible or non-flammable materials which shall not develop toxic or noxious gases when exposed to heat or flame. Combustible material may be used for decorative purposes if rendered flame-proof. Non-permanent flame-proofing shall be tested each year and renewed whenever necessary.

Exception: Wood wearing surface for floors shall be permitted.

Sec. 605. All portions of Group "A" Occupancies shall be provided with

light and ventilation, either natural or artificial, as required in Chapters 42 and 43 of this Code.

Sec. 606. Elevator shafts, vent shafts and other vertical openings which permit the passage of fire or smoke through more than one floor shall be enclosed in buildings of Types I, II and III Construction, as defined in Chapters 15, 16 and 17 of this Code.

References:

- For Fire-Resistive Requirements — Types I and II Construction, see Table 14-A, Chapter 14.
- For Chimneys, Flues and Vents, see Chapter 31.
- For Motion Picture Machine Booths, see Chapter 34.
- For Exits and Stairs, see Chapter 28.
- For Protection of Openings, see Chapter 24.
- For Emergency Lighting, see Chapter 42.
- For Heating Apparatus and Ventilation, see Chapter 43.
- For Occupancy Separations, see Table 5-A, Chapter 5.
- For Sanitary Requirements, see "Plumbing Code."

GROUP "B" OCCUPANCIES DEFINED

CHAPTER 7.
GROUP "B" OCCUPANCIES

Sec. 701. Group "B" Occupancies shall be the primary and intended use of any building or structure or any part thereof for the purpose of education, instruction or recreation.

Sec. 702. The Allowable Types of Construction and Limits of Height for Buildings and Structures of Group "B" Occupancies are set forth in Table 5-B.

Sec. 703. For the determination of exit facility requirements, rooms in Group "B" Occupancies shall be classified as follows:

1. Lecture Rooms 7 Sq. Ft. per Person
2. Main Exercise Rooms of Gymnasiums ----- 15 Sq. Ft. per Person
3. General Class rooms and Recreation Rooms 20 Sq. Ft. per Person
4. Museums, Libraries, etc. -- 30 Sq. Ft. per Person

5. Shops, Vocational, etc. --100 Sq. Ft. per Person (Room capacity shall be determined by dividing the room areas by the appropriate capacity unit).

Places of Assembly for schools shall not be placed above the first floor level nor below the grade level unless approved by the Board of Standards and Appeals.

Sec. 704. All portions of Group "B" Occupancies shall be provided with light and ventilation, either natural or artificial, as required in Chapters 42 and 43 of this Code.

Sec. 705. Every room containing a central heating plant shall be separated from the remainder of the building by a "2-hour Occupancy Separation," as defined in Sec. 508.

Sec. 706. No highly flammable or explosive materials, excepting only such as are normally used in school laboratories, shall be stored in any Group "B" Occupancy. The use and handling of fuel oil shall comply with recognized safe practice. The recommendations of the National Board of Fire Underwriters shall be considered as a guide to safe practice.

Sec. 707. Elevator shafts, vent shafts and other vertical openings which permit the passage of fire or smoke through more than one floor shall be enclosed in buildings of Types I, II, or III Construction, as defined in Chapters 15, 16 and 17 of this Code.

References:

For Fire Resistive Requirements, see Table 14-A, Chapter 14.

For Protection of Openings, see Chapter 24.

For Exits and Stairs, see Chapter 28.

For Chimneys, Flues and Vents, see Chapter 31.

For Occupancy Separations, see Table 5-A, Chapter 5.

For Motion Picture Machine Booths, see Chapter 34.

For Automatic Sprinklers, see Chapter 32.

For Sanitary Requirements, see "Plumbing Code."

GROUP "C" OCCUPANCIES DEFINED
CHAPTER 8.

GROUP "C" OCCUPANCIES

Sec. 801. (a) GROUP HABITATION

—Group "C" Occupancy shall be the primary and intended use of any building for habitation by three or more families, by more than six persons in addition to the family and service staff in a one family dwelling, by more than three persons in addition to a family and service staff in a family unit of a two family dwelling or by more than six persons in addition to the service staff in a building not provided with family housekeeping units.

(b) Division "C-1" Shall include group habitation where the occupants are under restraint, or are physically or mentally handicapped, or are partially or completely disabled. (Including jails, reformatories, houses of correction, hospitals, sanatoriums, nursing or convalescent homes, orphanages, homes for the aged, and the like).

(c) Division "C-2" Shall be group habitation other than the categories included under Division C-1. (Including hotels, apartments, apartment hotels, dormitories, convents, monasteries, lodging houses and the like).

Sec. 802. The allowable types of construction and limits of height for buildings of Group "C" Occupancies are set forth in Table 5-B.

Sec. 803. All portions of Group "C" Occupancies customarily used by human beings shall be provided with adequate light and ventilation by means of windows or skylights, or shall be provided with artificial light and a mechanically operated ventilating system, as required by Chapters 42 and 43.

Sec. 804. No storage of highly flammable or explosive materials, including gasoline, fuel oil, etc., shall be permitted in buildings and structures of Group "C" Occupancy unless the use, handling and storage of such materials comply with recognized safe practice. The recommendations of the National Board of Fire Underwriters shall be considered as a guide to safe practice.

Sec. 805. Every room containing a central heating plant shall be separ-

ated from the remainder of the building by a "2-hour Occupancy Separation" as defined in Sec. 508.

Sec. 806. In Group "C-1" Occupancies, interior finish shall be of non-combustible or non-flammable materials which shall not develop toxic or noxious gases when exposed to heat or flame.

Sec. 807. In Group "C-2" Occupancies, incinerator rooms and rooms for storage of household goods, luggage or other combustible materials shall have walls of incombustible materials and ceilings of not less than 1-hour fire-resistive construction.

Sec. 808. In buildings of Group "C-2" Occupancy, there shall be not more than one apartment in the basement, occupied by the janitor and his family, and no other rooms shall be occupied for sleeping and living purposes.

Sec. 809. All elevator shafts, vent shafts, stairways and other vertical openings shall be enclosed in buildings of Types I, II, III or V Construction, as defined in Chapters 15, 16, 17 and 19, except that for buildings four (4) or more stories in height, where 2-hour fire-resistive construction with fire-resistive doors is required, doors labeled by Underwriters' Laboratories Inc., for protection of vertical openings shall be used.

References:

For Fire-Resistive Requirements, see Table 14-A, Chapter 14.

For Protection of Openings, see Chapter 24.

For Automatic Sprinklers, see Chapter 32.

For Chimneys, Flues and Vents, see Chapter 31.

For Motion Picture Projection Booths, see Chapter 34.

For Occupancy Separation, see Table 5-A, Chapter 5.

For Stairs and Exits, see Chapter 28.

For Heating and Ventilating, see Chapter 43.

For Sanitary Requirements, see "Plumbing Code."

CHAPTER 9 GROUP "D" OCCUPANCIES

GROUP "D" OCCUPANCIES DEFINED

Sec. 901. (a). **COMMERCIAL, INDUSTRIAL AND OFFICE.** Group "D" Occupancies shall be the primary and intended use of any building or structure or any part thereof for commercial, industrial, office or like purpose.

(b.) Division "D-1" (Extra-Hazardous) shall include occupancy involving highly combustible, flammable, explosive or unstable products or materials that constitute a special fire, life or toxic hazard because of the form, characteristics or volume of the materials used. Every building or portion thereof used for the manufacturing, assembling, processing, or use of highly combustible, flammable, explosive or unstable materials including the following and those of equal or greater fire, life or toxic hazard, shall be classified under "D-1" Occupancy:

Chemicals having serious flame or explosive hazards when coming into contact with water or moisture, such as metallic sodium, metallic potassium, sodium peroxide, calcium phosphide, yellow phosphorus and metallic magnesium powder.

Processes which produce dust, lint or other particles of matter liable to ready ignition and explosion.

Gases—Ammonia, chlorine, phosgene, carbon bisulphide and other toxic irritant, corrosive or fume hazard gases, acetylene, ether, ethyl chloride, ethylene, liquefied hydrocarbons, methyl chloride gas, etc.

Highly Inflammable Liquids—Carbon bisulphide, naphtha, ether, gasoline, Benzol, styrene, butadiene, collodion, ethyl acetate, amyl acetate, acetone, alcohol, amyl alcohol, kerosene, turpentine, petroleum, paint, varnish, dryer, etc., (including paint mixing and spraying rooms).

Manufacture and Processing of imitation leather, paint and other pyroxylin products.

Storage of nitro-cellulose, or products composed in whole or in part of nitro-cellulose or similar flammable materials such as films, combs,

pens, pencils, toilet articles and the like.

c.) Division "D-2" (Hazardous) shall include occupancies involving flammable or highly combustible products or materials that constitute an unusual fire and life hazard because of the form, characteristics and volume of the material used. Every building, structure or any part thereof used for storage, warehousing, manufacturing, processing, use or sale of flammable or highly combustible products or materials, including the following and those of equal or greater fire and life hazard shall be classified under "D-2" Occupancy:

Acids—Hydrochloric, nitric, sulphuric and hydrofluoric.

Asphalt, tar pitch, resin, waxes and fats, (alone and combined with other materials).

Chemicals having flame and explosive hazards when coming into contact with water or moisture, such as aluminum powder, calcium carbide, red phosphorus and the like.

Flammable Fibrous Materials, such as hay, straw, broom-corn, hemp, tow, jute, sisal, excelsior, kapok, hair, oakum and the like.

Manufacturing Processes or Storage of artificial flowers, matches, mattresses, rubber, cork, brooms, carpet linings, paper, pasteboard, feathers, cotton, including cotton rag sorting rooms, shoddy mills, oil refineries, distilleries, sugar refineries, cereal, flour, grist and starch mills, rendering plants, woodworking plants, planing mills, drying rooms and occupancies of equal or greater fire and life hazard.

(d.) Division "D-3" (Light Hazard) shall include occupancies involving the manufacture, assembling, warehousing, use, sale or storage of combustible but not highly flammable products and materials. The Board of Standards and Appeals shall have authority to re-classify under Occupancy Group D-3 any building to be used for the storage, warehousing, manufacturing, processing, use or sale of hay, straw, broom-corn, hemp, tow, jute, sisal, excelsior, kapok, hair, oakum, artificial

flowers, matches, mattresses, rubber, cork, brooms, carpet linings, paper, pasteboard, feathers or cotton or to be occupied as a woodworking plant, a planing mill, drying rooms or for an occupancy of equal fire and life hazard, if such building is equipped with an approved automatic sprinkler system.

(e.) Division "D-4" (Non-Hazardous) shall include occupancies not included under Divisions "D-1", "D-2" or "D-3", and involving lesser hazards than those stated therefor.

Sec. 902. (a). The construction of any building of Division "D-1" Occupancy shall be in accordance with requirements to be determined by the Board of Standards and Appeals. No building in said occupancy classification shall be erected, enlarged or altered until after the Board has authorized issuance of a building construction permit therefor and no certificate of occupancy for an existing building to be so occupied shall be issued until after such issuance has been authorized by the Board. The Board shall have authority to determine, in each case, the type of construction and the height and area of each proposed building, to require any fire wall separations, any fire and explosion protection and such mechanical ventilation deemed necessary or desirable, to restrict its location with respect to public property and other buildings and to impose any other regulations and restrictions considered necessary for the protection of life, limb and property. In passing upon an application for a building construction permit or certificate of occupancy for a building of Division "D-1" Occupancy, the Board shall not prescribe any regulations for construction, number of stories or proximity to other buildings which are less restrictive than any of the provisions of Ordinance No. 288, approved April 13, 1927, known as the "Regulations for Explosives and Highly Combustible Substances."

Sec. 902. (b). The allowable types of construction and the limits of height for buildings of Division "D-2" Occupancy shall be as set forth in Table 5-B, Maximum permitted ground

areas of such buildings, based on the number of stories, shall be as follows:

Maximum Ground Areas
(Square Feet)

Number of Stories	Type I— Fireproof	Type II— Fire-Resistive
1	20,000	10,000
2	15,000	7,500
3	10,000	5,000
4	7,500	
5	6,000	

The Board of Standards and Appeals may permit greater ground areas than stated in the above table when any fire wall separations, sprinkler systems and/or other safeguards deemed necessary by the Board are constructed or installed.

Sec. 902. (c). The allowable types of construction and the limits of height for buildings of Divisions "D-3" and "D-4" shall be as set forth in Table 5-B.

Sec. 903. In rooms and spaces within buildings of Group "D-1" Occupancy, involving explosion hazards, venting areas shall be provided to afford not less than one square foot of relief area to thirty-five cubic feet of room volume. Venting may be provided by wall areas of light non-combustible material, top hinged windows or panels or other pressure relieving devices arranged to open outward under predetermined pressure.

Sec. 904. In all "D-1" Occupancies, the regulations of the National Board of Fire Underwriters shall be considered as a guide to safe practice and the erection, alteration and installation of equipment within buildings having a "D-1" Occupancy shall be governed by such applicable regulations unless specifically provided otherwise in this Code.

Sec. 905. All buildings, structures and parts thereof of Group "D" Occupancy customarily used by human beings shall be provided with adequate light and ventilation by means of windows or skylights or shall be provided with adequate artificial light and a mechanically operated ventilation system as required by Chapters 42 and 43. "D-1" and "D-2" Occupancies shall have such forced ventilation as may be necessary or required by the special

hazard in each case and as determined by the Board of Standards and Appeals.

Sec. 906. Elevator shafts, vent shafts and other vertical openings which will permit the passage of fire or smoke through more than one floor shall, in buildings of Types I, II and III Construction, be enclosed as provided in Chapters 15, 16 and 17 of this Code.

Exception. Escalators (not required means of exit) in fully sprinklered buildings of Types I and II Construction with D-3 or D-4 Occupancy need not be fully enclosed under the following conditions:

(a). When substantial non-combustible curtain boards or draft stops are provided below each ceiling pierced and extend at least 24 inches below the ceiling; and

(b). A line of sprinklers, supplied by a riser not supplying any other sprinklers, is arranged outside of curtain board or draft stop to provide an effective water curtain completely around the under side of each floor opening.

References:

For Fire-Resistive Requirements, see Table 14-A, Chapter 14.

For Exits and Stairs, see Chapter 28.

For Protection of Openings, see Chapter 24.

For Emergency Lighting, see Chapter 42.

For Heating Apparatus and Ventilation, see Chapter 43.

For Occupancy Separation, see Table 5-A, Chapter 5.

For Automatic Sprinklers, see Chapter 32.

For Fire Extinguishing Apparatus, see Chapter 32.

For Sanitary Requirements, see "Plumbing Code."

**CHAPTER 10
"GROUP "E" OCCUPANCIES
(DWELLING)**

GROUP "E" OCCUPANCIES DEFINED

Sec. 1001. Group "E" Occupancy (Dwelling) shall be the primary and intended use of any building or structure or any part thereof for dwelling purposes for two families or less and not exceeding, in addition to a family and service staff, six persons in a one-

family dwelling or three persons per family in a two-family dwelling.

Sec. 1002. The allowable types of construction and limits of height for buildings and structures of Group "E" Occupancy are set forth in Table 5-B.

Sec. 1003. All portions of Group "E" Occupancy shall be provided with adequate light and ventilation, either natural or artificial, as required in Chapters 42 and 43.

Sec. 1004. No highly flammable or explosive materials except as contained in fuel tanks of passenger automobiles shall be stored in any Group "E" Occupancy. The use and handling of fuel oil shall comply with recognized safe practice. The recommendations of the National Board of Fire Underwriters shall be considered as a guide to safe practice.

Sec. 1005. Vent shafts and other vertical openings such as clothes chutes, dumbwaiter shafts and the like which permit the passage of fire or smoke through more than one story shall be enclosed in Types I, II, III, or V construction, as defined in Chapters 15, 16, 17, and 19.

Sec. 1006. In any building, structure or any part thereof of Type "E" Occupancy, where storage space for automobiles, designated as a private garage, is provided, such space shall be separated from all other portions of the building, customarily used by human beings for habitation, by a 1-hour occupancy separation. Any openings between the storage space, (private garage), and the remainder of the building shall be protected by an Underwriters' "B" label or 1½-hour fire-resistive door.

References:

For Fire-Resistive Requirements, see Table 14-A, Chapter 14.

For Protection of Openings, see Chapter 24.

For Occupancy Separation, see Table 5-A, Chapter 5.

CHAPTER 11.

GROUP "F" OCCUPANCIES

(Accessory, Incidental or Miscellaneous)

GROUP "F" OCCUPANCIES DEFINED

Sec. 1101. Group "F" Occupancy (Accessory, Incidental or Miscellaneous) shall be any accessory occupancy in connection with any of the other defined occupancies but housed in a separate structure not exceeding the ground area of the building of primary use, or incidental to a primary use of land or any occupancy which is not otherwise classified by this Code.

Sec. 1102. The allowable types of construction for accessory buildings shall be the least fire-resistive type set forth for the Occupancy Group to which this Group "F" Occupancy is accessory, except that the Superintendent shall have authority to require that said construction be of a more fire-resistive type if, in his opinion, the occupancy is of such nature that additional protection to life, limb and property is necessary. In the case of buildings used for incidental or miscellaneous occupancies in connection with the use of land, the Superintendent shall have authority to determine the types of construction required.

References:

For Fire-Resistive Requirements, see Table 14-A, Chapter 14.

CHAPTER 12.

GROUP "G" OCCUPANCIES (WORKING STAGES)

GROUP "G" OCCUPANCIES DEFINED

Sec. 1201. Group "G" Occupancy (Working Stage) shall be a permanent stage, in connection with any occupancy, which is equipped, or adaptable for equipment with a rigging loft or fly gallery, and which is used for theatrical, musical and like performances.

Sec. 1202. The construction of any building, structure, or any part thereof of Group "G" Occupancy shall be Type I construction. All walls separating Group "G" Occupancy from the remainder of the building shall be not less than 4-hour fire-resistive construction. The perimeter wall shall extend not less than four (4) feet above the roof surface of the stage or auditorium, whichever is the higher.

Permitted Opening in Stage Walls:

1. **Scenery Door**—This opening shall be in the rear or side walls of the stage and shall be an Underwriters' "B" label or 1½-hour fire-resistive, automatic door.
2. **Two Openings**—from stage to auditorium, not to exceed 35 square feet each in area, Underwriters' "A" label or 3-hour fire-resistive, self-closing doors.
3. **Required Openings**—from stage to fire stair towers, not to exceed 35 square feet each in area, Underwriters' "B" label or 1½-hour fire-resistive, self-closing doors.
4. **Two Openings**—from the space under the stage to the orchestra pit, not to exceed 21 square feet each in area, Underwriters' "A" label or 3-hour fire-resistive, self-closing doors.
5. **Main Proscenium Opening**—shall be provided with a fire-resistive, automatic self-closing curtain, as defined in the building code of the National Board of Fire Underwriters, 1943 Edition, as recommended by the National Board of Fire Underwriters.

Sec. 1203. Dressing rooms, workshops and store rooms shall not be on the stage. They may be located under the stage if the partitions, floors and floor of the stage are of 2-hour fire-resistive construction and the rooms protected with Underwriters' "B" label or 1½-hour fire-resistive self-closing doors.

Sec. 1204. Interior finish for all buildings, structures and parts thereof of Group "G" Occupancy shall be of non-combustible or non-flammable materials which will not develop toxic or noxious gases when exposed to heat or flame. The use of combustible material for decorative purposes shall comply with the requirements of flame-proofed materials as set forth in Sec. 604.

Sec. 1205. (a) In all Group "G" Occupancies, an approved system of automatic sprinklers shall be provided.

(b) A 2½" standpipe outlet shall be provided on each side of the stage and such standpipe shall be constructed and equipped as specified in Chapter 32.

Sec. 1206. On the roof of every stage shall be an automatic ventilator having a free ventilating area of not less than one-tenth (1/10) of the area of the stage, and constructed as required by Chapter 43.

Sec. 1207. No flammable liquids shall be placed or stored in any building or structure of Group "G" Occupancy.

Sec. 1208. Every room containing a central heating plant shall be separated from the remainder of the building by a 2-hour occupancy separation as defined in Sec. 508.

Sec. 1209. Gridirons, fly galleries and pin rails shall be constructed of incombustible materials, and the fire-proofing of such combustible materials may be omitted. Gridirons and fly galleries shall be designed to support a live load not less than 50 pounds per square foot. All parts of the stage which are not movable shall be of incombustible material except the floor covering of the stage which may be wood.

References:

For Fire-Resistive Requirements—Types I and II Construction, see Table 14-A, Chapter 14.

For Chimneys, Flues and Vents, see Chapter 31.

For Motion Picture Machine Booths, see Chapter 34.

For Exits and Stairs, see Chapter 28.

For Protection of Openings, see Chapter 24.

For Emergency Lighting, see Chapter 42.

For Heating Apparatus and Ventilation, see Chapter 43.

For Fire Extinguishing Apparatus, see Chapter 32.

For Occupancy Separations, see Table 5-A, Chapter 5.

For Sanitary Requirements, see "Plumbing Code."

PART IV. REQUIRED COMPLIANCE WITH FIRE ZONING REGULATIONS

CHAPTER 13 RESTRICTIONS IN FIRE ZONES GENERAL

Sec. 1301. Erection, enlargement, alteration, repair and occupancy of

buildings and structures shall be restricted within Fire Zones No. I and No. II, as created by Ordinance No. 310, approved October 2, 1919, known as the Fire Zoning Regulations, in accordance with the provisions of this Chapter.

FIRE ZONE MAP

Sec. 1302. The Fire Zone Map which is included as part of this Chapter outlines all areas within the City of Pittsburgh classified at the time of the enactment of this Code as Fire Zones No. I and No. II. All areas not so classified are within Zone No. III, as defined in the Fire Zoning Regulations. Any building or structure situated partly in one zone and partly in another shall be subject to the requirements which apply to the more highly restricted zone if more than one-third (1/3) of its ground area is within said zone.

ZONE NO. III.

Sec. 1303. The erection, enlargement, alteration, repair or occupancy of any building which complies with the requirements of all other provisions of this Code shall be permitted in Zone No. III.

FIRE ZONE NO. II

Sec. 1304. (a) In Fire Zones No. II erection of the following buildings shall be prohibited:

BUILDINGS PROHIBITED

1. Any building of Type VI construction except a dwelling.

Any dwelling of Type VI construction, the exterior walls of which are not protected by an approved incombustible veneer, except that if at least 80% of the existing buildings within a block are of Type VI construction unprotected by incombustible veneer, erection within said block of new dwellings of the same construction type shall be permitted.

2. Any garage more than two (2) stories high which is not of Type I or Type II construction.

3. Any building of Type III construction more than three (3) stories in height not equipped with a standard automatic sprinkler system serving all floors.

4. Any building of Group "F" Occupancy Classification more than one (1) story in height which is of a less restrictive type of construction than is required for the primary building to which it is accessory.

BUILDINGS PERMITTED SUBJECT TO CONDITIONS

In Fire Zones No. II, the following classes of buildings shall be permitted, subject to the conditions stated in connection therewith:

1. Any one (1) story accessory building not more than one hundred (100) square feet in area and eight (8) feet in height if fully enclosed or two hundred (200) square feet in area and ten (10) feet in height if open on at least one side, provided all enclosed sides are covered with incombustible materials and the roof is covered with a fire-retardant roofing.

2. Any coal tipple, ice house, material bin, trestle, water tank (except staves and bottom) or similar structure if built of lumber of sizes specified for heavy timber construction.

3. Any cooling tower, provided it is protected by approved spray walls which are covered with incombustible materials, as required by the Superintendent.

4. Any temporary building to be used in connection with any duly authorized construction project, said temporary building to be permitted to remain standing not more than thirty (30) days after completion of said project.

BUILDINGS PERMITTED WITHOUT RESTRICTIONS

(c.) Any other building which complies with the requirements of all other provisions of this Code shall be permitted without restriction in Fire Zones No. II.

FIRE ZONE NO. I

Sec. 1305. (a.) In Fire Zones No. I erection of the following buildings shall be prohibited:

BUILDINGS PROHIBITED

1. Any building prohibited in Fire Zones No. II.

2. Any dwelling of Type VI wood frame construction.

3. Any building of Type III construction more than three (3) stories high.

4. Any building of "D-1" Occupancy Classification, except those which are authorized in such fire zone by unanimous vote of the Board of Standards and Appeals.

BUILDINGS PERMITTED SUBJECT TO CONDITIONS

(b.) Any building which is permitted conditionally in Fire Zones No. II shall be permitted, subject to the same conditions, in Fire Zones No. I.

BUILDINGS PERMITTED WITHOUT RESTRICTION

(c.) Any other building which complies with the requirements of all other provisions of this Code shall be permitted without restriction in Fire Zones No. 1.

FIRE ZONES NOS. I AND II

Sec. 1306. Buildings in existence in Fire Zones No. I and No. II at the time of the enactment of this Code but not conforming to the requirements of this Chapter shall be permitted to be altered, enlarged or repaired subject to the following conditions:

ALTERATIONS AND REPAIRS SUBJECT TO CONDITIONS

1. Alterations and repairs to such buildings and additions thereto of the same type of construction shall be permitted if, in the opinion of the Superintendent, the hazard to life, limb and property is not increased, except that any additions in excess of 25% of the cubic contents of the existing building shall not be permitted unless the erection thereof is approved by unanimous vote of the Board of Standards and Appeals.

2. If new roof covering in excess of 35% of the area of the roof is to be placed on such a building, it shall be of fire-retardant materials conforming to the requirements of the Underwriters' Laboratories Specifications for Class "A" or "B" roofing.

3. If veneering in excess of 35% of the area of the walls is to be placed on such a building, said veneering shall be of incombustible materials.

PART V.

REQUIREMENTS BASED ON TYPES OF CONSTRUCTION CHAPTER 14

CLASSIFICATION OF ALL BUILDINGS BY TYPES OF CONSTRUCTION

GENERAL

Sec. 1401. The requirements of Part V are the minimum requirements for the various Types of Construction. A building may be classed as a specified Type of Construction only when all of the requirements for that type of Construction are complied with.

No building or part thereof shall be required to conform to the details of a Type of Construction higher than that Type which meets the minimum requirements based on Occupancy (Chapters 6 to 12, inclusive), or Location within a zone established by the Fire Zoning Regulations (Chapter 13), even though certain features of such building conforms to a higher Type of Construction.

The Types of Construction herein defined represent varying degrees of public safety and resistance to fire.

When specific materials, Types of Construction or fire-resistive protection are required, such requirements shall be minimum, but Types of Construction or fire-resistive protection which will afford equal or greater public safety or resistance to fire as specified in this Code may be used. No combustible materials shall enter into the assemblies and thicknesses constituting fire-resistive construction except as herein provided or otherwise accepted on the basis of performance under the Standard Fire Test (see Sec. 302 (a) 5 (b), but in no case shall combustible framing be used where fire-resistance of 2-hours or more is required.

CLASSIFICATION BY TYPES OF CONSTRUCTION

Sec. 1402. All buildings for the purpose of this Code, shall be classified into the following Types of Construction:

Type-I —FIREPROOF Construction

Type II —FIRE-RESISTIVE Construction

Type III—PROTECTED AND HEAVY TIMBER Construction

Type IV—**INCOMBUSTIBLE** Construction

Type V —**ORDINARY** Construction

Type VI—**WOOD FRAME** Construction

When two or more types of construction occur in the same building and are not separated by a fire wall or walls, the entire building shall be considered as being of the same type as

that of the least fire retardant portion of said building. Any building erected prior to the passage of this Code which cannot be classified definitely as one of the construction types herein defined shall be considered as being of the type to which it most nearly conforms, provided it is deemed to be not less fire retardant than said type.

TABLE 14-A

MINIMUM FIRE-RESISTIVE REQUIREMENTS FOR THE VARIOUS TYPES OF CONSTRUCTION

TYPES OF CONSTRUCTION	TYPE I	TYPE II	TYPE III	TYPE IV	TYPE V	TYPE VI
	Fireproof	Fire-Resistive	Protected or Heavy Timber*	Incombustible	Ordinary	Wood Frame
Detailed Specifications for Construction Types—see Chapters—	Chapter 15	Chapter 16	Chapter 17	Chapter 18	Chapter 19	Chapter 20
WALLS**						
(a) Party and Fire Walls	4 hrs	4 hrs	4 hrs	4 hrs	4 hrs	4 hrs
(b) Exterior Bearing Walls	4 hrs	3 hrs (12)	2 hrs (12)	NC (3) (4)	3 hrs (12)	-----
(c) Exterior Panel and Curtain Walls	2 hrs	2 hrs	2 hrs	NC (3) (4)	2 hrs	-----
(d) Penthouse Enclosure Walls (Not directly above (a) or (b))	3 hrs (2)	2 hrs (2)	2 hrs (2)	NC (3)	2 hrs (2)	-----
(e) Bearing Partitions	4 hrs	2 hrs	1 hr	NC (3) (4)	-----	-----
(f) Non-Bearing Partition—(5)	1 hr—NC (3)	1 hr—NC (3)	1 hr	NC (3)	-----	-----
COLUMNS** (11)						
(a) Supporting Masonry	4 hrs	4 hrs	3 hrs	1 hr—NC (3)	1 hr	1 hr
(b) 1 and 2-story Buildings	4 hrs	3 hrs	1 hr	NC (3)	-----	-----
(c) 3 or more Stories	4 hrs	3 hrs	2 hrs	NC (3)	-----	-----
(d) Supporting Roofs Only	3 hrs	2 hrs	-----	-----	-----	-----
GIRDERS AND TRUSSES** (11)						
(a) Supporting Masonry Walls	4 hrs	3 hrs	3 hrs	1 hr—NC (3)	1 hr (13)	1 hr
(b) Others	4 hrs (7)	3 hrs (8)	1 hr (9)	NC (3)	-----	-----
(c) Supporting Roofs Only	3 hrs	1 hr	-----	-----	----- (13)	-----
FLOOR PANELS**						
Including Beams and Joists in same	3 hrs	2 hrs	1 hr	NC (3)	----- (13)	-----
ROOF PANELS**						
Including Beams and Joists in same	2 hrs (7)	1 hr (8)	1 hr—NC (3) (9)	NC (3)	-----	-----
INTERIOR PARTITIONS						
(a) Enclosing Public Stairs and other vertical Openings	2 hrs (10)	2 hrs (10)	1 hr (10)	NC (3)	1 hr (10)	-----
(b) Enclosing Public Hallways	1 hr—NC (3)	1 hr—NC (3)	1 hr	NC (3)	(6)	-----

(See "Footnotes" for above Table on following Pages).

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("Footnotes" — Table 14-A):—

THIS TABLE SETS FORTH FIRE-RESISTIVE REQUIREMENTS ONLY. The minimum thickness of a wall may be greater than that demanded by the Fire-resistive requirements set forth in this table due to structural or other considerations. See Chapter 23 and Figures 23-A and 23-B.

Non-combustible construction shall not rest upon, nor be supported by, combustible construction.

- (1) See Chapter 9 for additional fire-resistive requirements for Group "D" Occupancy.
- (2) When penthouse walls set back 5 feet or more from the face of the exterior walls of the next lower story, they shall be of not less than 2-hour fire-resistive construction in buildings of Type I or II and of not less than 1-hour fire-resistive construction in buildings of Type III or V; where set-back is less, penthouse walls shall conform to the requirements for exterior walls.
- (3) NC—Non-Combustible.
- (4) In all buildings of Group "C-1 Occupancy over 1-story in height, Type IV construction shall have not less than 1-hour fire-resistance throughout.
- (5) See Sections 1506, 1606 and 1706 for permissible use of partitions of wood or metal panels or similar light construction and having no fire-resistive rating, where such partitions subdivide a limited area occupied by a single tenancy.
- (6) See Chapter 9 for requirements for Occupancy Group "D."
- (7) See Exceptions, Sections 1509 and 1511.
- (8) See Exceptions, Sections 1609 and 1611.
- (9) See Exceptions, Sections 1709 and 1711.
- (10) 2-hour fire-resistive enclosures shall be required for stairs and other vertical openings in buildings of ALL occupancies over 3-stories in height.
- (11) 4-hour fire-resistive protection required in all cases where the member supports fire walls or party walls.
- (12) Exterior walls of Type II, Type III Protected Incombustible or Type V buildings facing on streets or public places that are 30 feet or more in width may be of 2-hour fire-resistive construction.
Exterior walls of Type II, Type III Protected Incombustible or Type V buildings not over 3-stories in height housing occupancies of Groups "A", "B", "C", "D-3", "D-4" and "E", may be constructed of non-combustible materials or assemblies of materials providing fire-resistance against outside exposure not less than required by Table 14-A (as modified above) provided that resistance against fire exposure inside the buildings shall be as follows: where floor and roof construction and their structural supports are non-combustible, framing forming a part of the exterior walls shall be protected to provide not less than 2-hour fire-resistance inside the building.

In Type V buildings over one (1) story in height, excepting one and two-family dwellings, floors immediately above usable spaces and furnaces in basements or cellars shall have 1-hour fire protection unless of non-combustible construction or unless basement or cellar is equipped with an approved automatic sprinkler system.

("Footnotes" continued on next page).

*—Fire-resistive ratings for structural members do not apply to the timbers of heavy timber construction. (See Chapter 17).

****—FIRE-RESISTIVE REQUIREMENTS — ACCEPTABLE RATINGS:**

REINFORCED CONCRETE—will be accepted as meeting the fire-resistive requirements of this table if it has a minimum thickness of concrete over the reinforcing steel, as follows:

For Columns— $1\frac{1}{2}$ " of concrete when the fire-resistive requirement is 4-hour, 3-hour or 2-hour except that 2" of concrete will be required if the coarse aggregate is granite, sandstone or siliceous gravel.
1" of concrete when the fire-resistive requirement is 1-hour.

Girders and Trusses— $1\frac{1}{2}$ " of concrete over the longitudinal reinforcing steel, when the fire-resistive requirement is 4-hour, 3-hour, or 2-hour.

1" of concrete over the longitudinal reinforcing steel when the fire-resistive requirement is 1-hour.

Floors and Roof Panels—(Slabs)— $\frac{3}{4}$ " of concrete over the reinforcing steel—for all fire-resistive requirements.

(Joists)—1" of concrete over the reinforcing steel—for all fire-resistive requirements.

(Walls)— $\frac{3}{4}$ " of concrete over the reinforcing steel—for all fire-resistive requirements.

Other Construction—The fire-resistive ratings of all materials and constructions, other than reinforced concrete, as above set forth shall be as established by the provisions of Section 302 (a)—9, 10 and 14.

CHAPTER 15—TYPE I BUILDINGS (Fireproof)

DEFINITION

Sec. 1501. Type I, Fireproof Construction, is that Type of Construction in which the walls, floors, roof and structural members are of approved masonry, reinforced concrete or other approved incombustible materials meeting all the requirements of this Code and having a minimum fire resistance as indicated in Table 14-A.

HEIGHT AND AREA ALLOWABLE

Sec. 1502. The height and ground area of Type I buildings shall not be limited except as set forth for Group "D" occupancies in Table 5-B and Sec. 902 (a) and (b), and as limited by the Zoning Ordinance.

PROTECTION OF WALL OPENINGS

Sec. 1503. Required fire-resistive protection of wall openings is specified in Chapter 24.

FOUNDATIONS

Sec. 1504. Foundations may be of any recognized materials, masonry, reinforced concrete, steel or iron properly encased, piling of wood, steel or concrete, concrete or masonry piers or caissons. Any foundation system shall be structurally sound and protected according to recognized engineering practice against deterioration from the action of ground water. In certain locations protection against deterioration from electrolysis may also be required.

EXTERIOR WALLS

Sec. 1505. Exterior walls shall be of materials meeting the requirements set forth in Chapter 23 and Table 14-A. Non-load bearing walls fronting on streets not less than 50 feet wide may be of incombustible construction, in accordance with the requirements of Table 14-A, with structural members fire-protected as required in Sec. 1509.

PARTITION AND INTER COURT WALLS

Sec. 1506. Interior bearing partitions and inner court walls shall comply with the requirements of Table 14-A except as otherwise prescribed in Sec. 1505.

Interior non-bearing partitions shall be of incombustible materials and of not less than 1-hour fire-resistive construction.

Exception: Non-bearing partitions subdividing an area not exceeding 5000 sq. ft. and occupied by a single tenancy may be of wood or metal panels or similar light construction without fire-resistive rating.

ENCLOSURE OF VERTICAL OPENINGS

Sec. 1507. Enclosures for elevator shafts, vent shafts, stair walls and other vertical openings, when required because of occupancy in Part III, shall be of not less than 2-hour fire-resistive construction and all openings therein shall be protected by Underwriters' Class "B" label or 1½ hour fire-resistive doors. Window openings in exterior walls shall be protected by Underwriters Class "E" situation label or ¾ hour fire-resistive windows where required under Chapter 24. (See Chapter 25 for allowable enclosures for small shafts. See special provisions for Group C-2 occupancies, Section 809.)

A parapet wall at least 24 inches in height above the roof shall be provided around all open shaft enclosures extending through the roof.

STRUCTURAL FRAME

Sec. 1508. The structural frame shall be considered as the columns and girders, beams, trusses or spandrels having connections to the columns, and all other members essential to the stability of the frame. The members of floor or roof panels which have no connection to the columns shall be considered as secondary members. The structural frame and secondary members shall be designed and constructed to carry all dead, live and other loads to which they may be subject during erection and after completion of the structure.

FIRE PROTECTION OF STRUCTURAL MEMBERS

Sec. 1509. (a) All structural steel or metal members shall be thoroughly fire-protected as set forth in Table 14-A.

Exceptions: 1. Structural steel and iron members for elevators, including

door frames within an elevator shaft enclosure and not part of the structural frame of the building, may be unprotected.

2. The thickness of fire-protection on the outer edges of lugs or brackets of columns may be reduced to not less than 1 inch.

3. Masonry over window openings may be supported by a steel plate, angle or similar member which is not fire-protected on the underside, provided the member is supported at intervals not exceeding 4 feet from a structural beam or girder which is fire-protected on all sides. For openings not exceeding 7 feet in width in masonry bearing wall an angle or a similar member supported by masonry and not fire-protected on the under side may be used.

4. Fire-protective covering may be omitted from structural steel roof structures and from tension members of concrete roof structures of buildings housing any Group A or B occupancies, where every part of such roof structure is 25 feet or more above any floor, balcony, or gallery.

5. Structural steel roof structures, and tension members of concrete roof structures may have 1-hour fire-resistive protection in buildings housing any Groups A or B occupancies, where every part of such roof structure is 12 feet or more above any floor, balcony, or gallery; or such 1-hour fire-resistive protection may be omitted if the entire construction is protected on the under side by a continuous 1-hour fire-resistive ceiling with any openings in such ceiling protected by ducts or shafts of like construction to the roof.

6. For Type I buildings housing Groups D-1, D-2, and D-3 occupancies, structural steel beams, girders and trusses of the roof structure shall be protected with 3-hour fire-resistive covering, and for buildings of all other Occupancy Groups, with 2-hour fire-protective covering.

7. Structural steel roof structures, or tension members of concrete roof structures, without fire-protective covering, shall be permitted for garages and hangars and for buildings of

Group D-4 occupancy, if the lowest part of such roof structure is 14 feet or more above any floor, and for buildings of Group D-3 occupancy if the lowest part of such roof structure is 14 feet or more above any floor and the building is equipped with approved automatic sprinklers.

(b) All reinforced concrete members of the structural frame shall be thoroughly fire-protected in accordance with the requirements set forth in Table 14-A.

(c) For Type I buildings housing Groups D-1 and D-2 occupancies, fire-resistive protection in excess of that set forth in Table 14-A may be required in cases where unusual hazards are involved. See Sec. 902 (a) and (b).

FLOOR CONSTRUCTION

Sec. 1510. Floor panel construction shall consist of any incombustible floor system of not less than 3-hour fire-resistive construction as set forth in Table 14-A.

The floor and roof panel construction shall be so designed and constructed as to transfer horizontal forces to such parts of the structural frame as are designed to carry the horizontal forces to the foundations, unless such forces are otherwise provided for.

Where wood sleepers are used for wood floors, the space between the structural floor slab and the underside of the wood floor shall be filled with incombustible material in such manner that there will be no open spaces under the flooring, and such spaces shall be filled solidly under all permanent partitions so that there is no communication under the flooring between adjoining rooms.

ROOF CONSTRUCTION

Sec. 1511. Roofs shall be constructed of any materials or combination of materials as allowed for floors in Section 1510 or as allowed under Exceptions in Section 1509.

Roof covering shall be any fire-retardant roofing meeting the requirements of Class A or Class B roofing under the specifications of the Underwriters' Laboratories, Inc. Roofs may

be constructed with unprotected incombustible roof decking when such decking covers unprotected roof framing as allowed under Exceptions 4, 5 and 7 of Section 1509 (a).

Any drainage fill placed on a roof deck of any building shall be of incombustible materials and such fill shall be considered as a part of the dead load in designing the roof framing.

STAIR CONSTRUCTION

Sec. 1512. Stairs enclosed within 2-hour fire-resistive enclosures shall be constructed of reinforced concrete, iron, steel or other approved non-combustible material with treads and risers of hard, incombustible materials. Stairs not required to be enclosed in fire-resistive enclosures shall be constructed of approved incombustible materials.

All stairs shall be designed and constructed as specified in Chapter 28 and as required under Occupancy in Part III.

PROTECTIONS FROM THE BUILDING

Sec. 1513. Bays, oriels and similar projections shall be constructed of incombustible materials as specified in this Chapter and in Sections 2605 and 2705.

Porches and exterior balconies shall be constructed of incombustible materials. Structural steel or iron members need not be fire-protected. Loading platforms for warehouses, freight depots and similar buildings may have floors and bumpers of heavy timber construction. Such wood construction shall not be carried through the exterior wall into any Type I building.

Cornices, marquees and other similar appendages which are part of a Type I building shall be constructed of substantial, weather-resistant, incombustible materials.

PENTHOUSES AND SKYLIGHTS

Section 1514. Penthouses and other roof structures shall be constructed to conform with the requirements of Type I buildings as set forth in Table 14-A, except that penthouse walls may be of 2-hour fire-resistive construction when set back 5 feet or more from exterior walls. All openings therein

shall be protected by Underwriters' Class "B" label or 1½-hour fire-resistive doors or by Underwriters' Class "E" situation label or ¾-hour fire-resistive windows where required in Chapter 27.

Skylights shall be constructed of non-combustible material. (See Chapter 29).

COMBUSTIBLE MATERIALS REGULATED

Sec. 1515. In addition to the combustible partitions allowed under Section 1506, wood or unprotected incombustible materials shall be permitted in the following places:

1. Mezzanine floors in buildings of Occupancy Groups D-3 and D-4 may be of wood or unprotected incombustible construction provided there are not more than 2 such mezzanines in any room of any building and the total area of such mezzanine floors does not exceed one-third of the area of the room in which they are located, and provided further that where such mezzanine floors are in the buildings in Fire Zone No. 1, any wood mezzanine floor construction shall be protected with not less than 1-hour fire-resistive construction or shall be of heavy timber construction without concealed spaces;
2. Show window frames on the first floors of stores, show cases and other appurtenances may be of wood or unprotected incombustible materials;
3. Trim, picture molds, chair rails, wainscoting, baseboards, hand rails, show window backing, door bucks, nailing strips for wood trim, plaster grounds, flooring and sleepers may be of wood, except as otherwise specified for interior finish under Occupancy in Part III. Wood doors may be used except in stair, elevator, or other shaft enclosures or where not otherwise specifically prohibited. Wood windows may be used except where fire-protective windows are required by the provisions of Chapter 24.

CHAPTER 16 TYPE II BUILDINGS (Fire-Resistive)

DEFINITION

Sec. 1601. Type II, Fire-Resistive Construction in which the walls, floors,

roof and structural members are of approved masonry, reinforced concrete or other approved incombustible materials meeting the requirements of this Code and having a fire-resistance not less than the requirements set forth in Table 14-A.

HEIGHT AND AREA ALLOWABLE

Sec. 1602. The height and ground area of Type II buildings shall not exceed the limits set forth in Table 5-B and Sec. 902 (a) and (b).

PROTECTION OF WALL OPENINGS

Sec. 1603. Fire-resistive protection of wall openings is specified in Chapter 24.

FOUNDATIONS

Sec. 1604. Foundations shall be constructed as specified in Section 1504.

EXTERIOR WALLS

Sec. 1605. Exterior walls shall be of materials meeting the requirements set forth in Chapter 23 and Table 14-A. Walls fronting on streets not less than 50 ft. wide may be of incombustible construction with only the structural members fire-protected as required on Section 1609.

PARTITIONS AND INNER COURT WALLS

Sec. 1606. Interior bearing partitions and inner court walls shall be of incombustible materials and of not less than 2-hour fire-resistive construction.

Interior non-bearing partitions shall be of incombustible materials and of not less than 1-hour fire-resistive construction.

Exception: Non-bearing partitions subdividing an area not exceeding 3000 sq. ft. and occupied by a single tenancy may be of wood or metal panels or similar light construction without fire-resistive rating.

ENCLOSURE OF VERTICAL OPENINGS

Sec. 1607. Enclosures for elevator shafts, vent shafts, stair wells and other vertical openings when required because of occupancy in Part III shall be of not less than 2-hour fire-resistive construction, and all openings therein shall be protected by Under-

writers' Class "B" label, or 1½ hour fire-resistive doors. Window openings in exterior wall shall be protected by Underwriters' Class "E" situation label, or ¾-hour fire-resistive windows where required under Chapter 24. (See Chapter 25 for allowable enclosures for small shafts. See special provision for Group C-2 occupancies, Section 809.)

A parapet wall at least 24 inches in height above the roof shall be provided around all open shaft enclosures extending through the roof.

STRUCTURAL FRAME

Sec. 1608. The structural frame shall be as designated in Section 1508.

FIRE PROTECTION

Sec. 1609. (a) All structural steel or iron members shall be thoroughly fire-protected with not less than 4-hour fire-resistive protection for columns supporting masonry, not less than 3-hour fire-resistive protection for all other columns, girders, beams, and trusses, not less than 2-hour protection for floor panels and 1-hour protection for roof panels, as set forth in Table 14-A.

Exceptions:

1. Structural steel and iron members for elevators including door frames within an elevator shaft enclosure and not part of the structural frame of the building may be unprotected.

2. The thickness of fire-protection on the outer edges of lugs or brackets of columns may be reduced to not less than 1 inch.

3. Masonry over window openings may be supported by a steel plate, angle or similar member which is not fire-protected on the underside, provided the member is supported at intervals not exceeding 4 ft. from a structural beam or girder which is fire-protected on all sides. For openings in masonry bearing walls not exceeding 7 ft. in width, an angle or a similar member supported by masonry and not fire-protected on the underside may be used.

4. Fire-protective covering may be omitted from structural steel roof structures and from tension members of

concrete roof structures of buildings housing any Groups A or B occupancies, where every part of such roof structure is 20 ft. or more above any floor, balcony, or gallery.

5. Structural steel roof structures, and tension members of concrete roof structures may have 1-hour fire-resistive protection in buildings housing any Groups A or B occupancies, where every part of such roof structure is 12 ft. or more above any floor, balcony, or gallery; or such 1-hour fire-resistive protection may be omitted if the entire construction is protected on the underside by a continuous 1-hour fire-resistive ceiling, with any openings in such ceiling protected by ducts or shafts of like construction to the roof.

6. For any Type II building, structural steel beams, girders, and trusses of the roof structure may be protected with 2-hour fire-resistive covering.

7. Structural steel roof structures, or tension members of concrete roof structures, without fire-protective covering, shall be permitted for garages and hangars and buildings of Group D-4 occupancy, if the lowest part of such roof structure is 14 ft. or more above any floor or dock and for buildings of Group D-3 occupancy, if the lowest part of such roof structure is 14 ft. or more above any floor and the building is equipped with approved automatic sprinklers.

(b) All reinforced concrete members of the structural frame shall be thoroughly fire-protected in accordance with the requirements set forth in Table 14-A.

Exception: For any Type II building, 2-hour fire-resistive protection over the reinforcing steel shall be permitted for the reinforced concrete beams, girders and trusses of the roof structure.

(c) Heavy Timber roof structures, as specified in Chapter 17 without fire-resistive protection, shall be permitted for garages and buildings of Group D-4 occupancy, if the lowest part of such roof structure is 14 ft. or more above any floor or dock and for buildings of Group D-4 occupancy, if the lowest part of such roof structure is 14 ft. or more above any floor, and the

building is equipped with approved automatic sprinklers.

FLOOR CONSTRUCTION

Sec. 1610. Floor panel construction shall consist of any incombustible floor system of not less than 2-hour fire-resistive construction as set forth in Table 14-A.

The floor and roof panel construction shall be so designed and constructed as to transfer horizontal forces to such parts of the structural frame as are designed to carry the horizontal forces to the foundations, unless such forces are otherwise provided for.

Where wood sleepers are used for wood floors the space between the structural floor slab and the underside of the wood floor shall be filled with incombustible material in such manner that there will be no open spaces under the flooring, and such spaces shall be filled solidly under all permanent partitions so that there is no communication under the flooring between adjoining rooms.

ROOF CONSTRUCTION

Sec. 1611. Roofs shall be constructed of any materials or combination of materials as allowed for floors in Section 1610 or as allowed under Exceptions under Sec. 1609. Roof covering shall be any fire-retardant roofing meeting the requirements of Class A or Class B roofing under the specifications of the Underwriters' Laboratories, Inc. Roofs may be sheathed with unprotected incombustible roof decking, or with nominal 2-inch, tongue and groove or splined wood planking, when such sheathing covers unprotected roof framing, as allowed under section 1609 (a), Exceptions 4, 5, and 7, or under Section 1609 (c).

Any drainage fill placed on a roof deck of any building shall be of incombustible material and such fill shall be considered as a part of the dead load in designing the roof framing.

STAIR CONSTRUCTION

Sec. 1612. Stairs enclosed within 2-hour fire-resistive enclosures shall be constructed of reinforced concrete, iron, steel or other approved incombustible

material with treads and risers of hard incombustible materials. Stairs not required to be enclosed in fire-resistive enclosures shall be constructed of approved incombustible materials. All stairs shall be designed and constructed as specified in Chapter 28 and as required under Occupancy in Part III.

PROJECTION FROM THE BUILDING

Sec. 1613. Bays, oriels and similar projections shall be constructed of incombustible materials as specified in this chapter and in Sections 2605 and 2705. Porches and exterior balconies shall be constructed of incombustible materials. Structural steel or iron members need not be fire-protected. Loading platforms for warehouses, freight depots and similar buildings may have floors and bumpers of heavy timber construction. Such wood construction shall not be carried through the exterior wall into any Type II Building.

Cornices, marquees and other similar appendages which are part of a Type II building shall be constructed of substantial, weather-resistant, incombustible materials.

PENTHOUSES AND SKYLIGHTS

Sec. 1614. Penthouses and other roof structures shall be constructed to conform to the requirements of Type II buildings as set forth in Table 14-A. All openings therein shall be protected by Underwriters' Class "B" label, or 1½-hour fire-resistive doors or by Underwriters' Class "E" situation label, or ¾-hour fire-resistive windows where required under Chapter 24.

Skylights shall be constructed of non-combustible materials. (See Chapter 29).

COMBUSTIBLE MATERIALS REGULATED

Sec. 1615. In addition to the combustible partitions allowed under Section 1606, wood or unprotected incombustible material shall be permitted in the following places:

1. Mezzanine floors in buildings of occupancy Groups D-3 and D-4 may be of wood or unprotected incombustible material provided there are not more than 2 such mezzanines in any room of any building and the total area of

such mezzanine floors does not exceed one-third of the area of the room in which they are located, and provided further that where such mezzanine floors are in buildings in Fire Zone I, any wood mezzanine floor construction shall be protected with not less than 1-hour fire-resistive construction or shall be of heavy timber construction without concealed spaces;

2. Show window frames on the floors of stores, show cases and other appurtenances may be of wood;

3. Trim, picture molds, chair rails, wainscoting, baseboards, hand rails, show window backing, door bucks, nailing strips for wood trim, plaster grounds, flooring and sleepers may be of wood, except as otherwise specified under occupancy in Part III. Wood doors may be used except in stair, elevator or other shaft enclosures or where not otherwise specifically prohibited. Wood windows may be used except where fire-protective windows are required by the provisions of Chapter 24.

CHAPTER 17

TYPE III BUILDINGS

(Protected and Heavy Timber)

DEFINITION

Sec. 1701. Type III, Protected and Heavy Timber Construction, are those types of construction in which the exterior walls and fire walls are of masonry, reinforced concrete, or other approved incombustible materials meeting the requirements of this Code, and having a fire resistance not less than the minimum requirements set forth in Table 14-A, and in which the interior framing is of:

(a) Incombustible or Combustible Materials, fire-protected to have a minimum fire-resistance as set forth in Table 14-A for Type III Construction, or

(b) Heavy Timber Construction, without concealed spaces and having members of the following minimum nominal sizes:

Columns 8"x8" timber
Trusses supporting floors
..... 6"x6" timber

Trusses supporting roofs only-----	4"x6" timber*
Girders supporting floors -----	8"x10" timber
Girders supporting roofs only-----	6"x10" timber
Beams supporting floors -----	6"x10" timber
Beams supporting roofs only-----	4"x8" timber
Floor panels -----	3"***
Roof panels -----	2"****

*Timber arches or trusses may be used to support roof loads. The framing members shall be of not less than 4"x6" nominal dimensions, except that spaced members may be composed of two or more pieces, each of not less than 2" nominal thickness when blocked solidly throughout their intervening spaces or when such spaces are tightly closed by a continuous wood cover plate of not less than 2-inch nominal thickness secured to the underside of the members. Splice scabs shall be not less than 3-inch nominal thickness. When protected by approved automatic sprinklers under the roof deck, the framing members may be reduced to not less than 3-inch nominal thickness.

**Floors may be constructed of splined or tongue and groove plank of not less than 3-inch nominal thickness, covered with 1-inch flooring laid crosswise or diagonally or may be of laminated construction consisting of planks of not less than 4-inch nominal width, laid on edge and spiked together at intervals of 18 inches and covered with 1-inch flooring.

Laminated floors shall be laid with staggered joints and shall not be spiked to the supporting girders.

Flooring shall not be laid closer than ½ inch to walls, and the space so left shall be covered with a moulding which will allow the floor to expand or masonry may be corbelled under the floor planks to cover the space.

Non-combustible floors of 1-hour fire-resistive construction may be used instead of the timber floors described above.

***Roof decks shall be matched or

splined plank of not less than 2-inch nominal thickness, or of laminated plank of not less than 2-inch nominal width, laid on edge as required for laminated floors. Other forms of roof decks may be used if of non-combustible materials.

All sizes given are nominal lumber dimensions.

(c) **Combination of Protected and Heavy Timber Construction** shall be permitted in any Type III building in which Heavy Timber Construction is allowed, provided the fire-resistive requirements set forth in Table 14-A are met for other than Heavy Timber structural members.

HEIGHT ALLOWABLE

Sec. 1702. The height of Type III buildings shall not exceed the limits set forth in Table 5-B.

PROTECTION OF WALL OPENINGS

Sec. 1703. Required fire-resistive protection of wall openings is specified in Chapter 24.

FOUNDATIONS

Sec. 1704. Foundations shall be constructed as specified in Sec. 1504.

EXTERIOR WALLS

Sec. 1705. Exterior walls shall be of materials meeting the requirements set forth in Chapter 23 and Table 14-A. Walls fronting on streets not less than 50 ft. wide may be of incombustible construction with only the structural members fire-protected as required in Sec. 1709, except that incombustible construction shall not rest on, nor be supported by, combustible construction.

PARTITION

Sec. 1706. Inner court walls in Type III buildings, including Heavy Timber construction, shall be of not less than 2-hour fire-resistive construction.

(a) Interior bearing partitions for Type III, Protected Construction, shall be of not less than 1-hour fire-resistive construction.

(b) Interior non-bearing partitions for Type III, Protected Construction, shall be of incombustible or combustible materials with 1-hour fire-resistive protection.

(c) In Type III buildings of Heavy Timber Construction, interior partitions shall be of not less than 1-hour fire-resistive construction or may be of solid wood construction formed of 2 layers of 1-inch nominal matched boards, or may be of solid wood laminated construction of not less than 4-inch nominal thickness.

Exception: In any Type III building, including Heavy Timber, non-bearing partitions sub-dividing an area not exceeding 2000 square feet and occupied by a single tenancy may be of wood or metal panels or similar light construction without fire-resistive rating.

ENCLOSURE OF VERTICAL OPENINGS

Sec. 1707. Enclosures for elevator shafts, vent shafts, stair wells and other vertical openings when required because of occupancy in Part III shall be of not less than 1-hour fire-resistive construction and all openings therein shall be protected by Underwriters' Class "C" label or equivalent fire-resistive doors. Window openings in exterior walls shall be protected by Underwriters' Class "F" situation label or equivalent fire-resistive windows, where required under Chapter 24. (See special requirements and allowances for such enclosures in Group C-2 buildings, Sec. 809. See Chapter 25 for allowable small shaft enclosures.)

A parapet wall at least 24 inches in height above the roof shall be provided around all open shaft enclosures extending through the roof.

STRUCTURAL FRAME

Sec. 1708. The structural frame shall be as designated in Sec. 1508.

FIRE PROTECTION OF STRUCTURAL MEMBERS

Sec. 1709. (a) All structural steel, reinforced concrete, or iron members, and all wood members except in Heavy Timber Construction as allowed under Sec. 1701 (b) shall be thoroughly fire-protected with not less than the minimum fire-resistive protection as set forth in Table 14-A.

Exceptions: 1. Structural steel and iron members for elevators, including door frames within an elevator shaft

enclosure and not part of the structural frame of the building, may be unprotected.

2. The thickness of fire-protection on the outer edges of lugs or brackets of columns may be reduced to not less than 1 inch.

3. Masonry over window openings may be supported by a steel plate, angle or similar member which is not fire-protected, on the underside, provided the member is supported at intervals not exceeding 4 ft. from a structural beam or girder which is fire-protected on all sides. For openings not exceeding 7 ft. in width in masonry bearing walls an angle or a similar member supported by masonry and not fire-protected on the under side may be used.

4. Where every part of the structural framework of the roof of a building housing any Groups A or B occupancies is not less than 20 ft. above any floor, balcony or gallery, fire-protection of all members of the roof construction may be omitted.

5. Where every part of the structural framework of the roof of a building housing any Groups A or B occupancies is 12 ft. or more above any floor, balcony or gallery the members of the roof framework may have fire-protection omitted if the entire construction is protected on the underside by a continuous suspended ceiling of not less than 1-hour fire-resistive construction, with any openings in such ceiling protected by shafts or ducts of like construction to the roof.

6. Structural steel roof structures, without fire protection for structural members will be permitted for:

(1) Buildings of Groups D-1, D-2 and D-3 occupancies, only if the lowest part of such roof structure is 14 ft. or more above any floor; (2) Garages and buildings of Group D-4 occupancy, only if the lowest part of such roof structure is 12 ft. or more above any floor or dock

(b) Any reinforced concrete members of the structural frame shall be thoroughly fire-protected in accordance with the requirements set forth in

Table 14-A, except that tension members of concrete roof structures may be unprotected as allowed for steel roof structures under Sec. 1709 (a), exception 6.

(c) Fire-stopping shall be provided in interior wood framing of Type III, Combustible Construction, as specified under Sec. 2006 for Type VI buildings.

FLOOR CONSTRUCTION

Sec. 1710. Floor panel construction shall be of 1-hour fire-resistive construction as set forth in Table 14-A, except that floors may be of timber construction as specified in Sec. 1701 (b) in buildings where Heavy Timber Construction is allowed. (See Table 5-B).

The floor and roof panel construction shall be so designed and constructed as to transfer horizontal forces to such parts of the structural frame as are designed to carry the horizontal forces to the foundations, unless such forces are otherwise provided for.

Where wood sleepers are used for wood floors, the space between the floor slab and the underside of the wood floor shall be filled with incombustible material in such manner that there will be no open spaces under the flooring and such spaces shall be filled solidly under all permanent partitions so that there will be no communication under the flooring between adjoining rooms.

ROOF CONSTRUCTION

Sec. 1711. Roofs shall be constructed of any materials or combination of materials as allowed for floors in Sec. 1710 or as allowed under Exceptions under Sec. 1709. Roof covering shall be any fire-retardant roofing meeting the requirements of Class A or Class B roofing under the specifications of the Underwriters' Laboratories, Inc.

Roof decking may be of incombustible materials, or of heavy wood as specified for roofs in Sec. 1701 (b), on any building of Type III Construction, including Heavy Timber Construction. Roof decking of ordinary wood or other combustible construction may be used on buildings of Type III Construction, when 1-hour fire-resistive construction

is provided on the underside of the ceiling joists.

Any drainage fill placed on a roof deck of any building, shall be of incombustible material except fill on wood roofs must be of wood, and such fill shall be considered as part of the dead load in designing the roof framing.

STAIR CONSTRUCTION

Sec. 1712. Stairs may be of incombustible materials or constructed of wood in buildings with wood framing if the soffits are protected by fire-resistive construction as allowed for 1-hour fire-resistive combustible ceilings. All stairs shall be designed and constructed as specified in Chapter 28. Stairs shall be enclosed where required under Occupancy, in Part III.

PROJECTIONS FROM THE BUILDING

Sec. 1713. Bays, oriels and similar enclosed projections on all Type III buildings in Fire Zones shall be constructed with 2-hour fire-resistive walls and with structural members, floors and roofs of not less than the fire-resistive requirements set forth in Table 14-A. On street fronts incombustible materials with only the structural members fire-protected shall be permitted.

Openings shall be protected where required in Chapter 24. Exterior balconies on all Type III buildings in both Fire Zones shall be constructed of incombustible materials. Porches, marquees, cornices and similar appendages shall be constructed of:

(1) Incombustible materials in Fire Zone No. 1—all buildings except dwellings;

(2) Incombustible materials in Fire Zone No. II—all buildings except those of Groups C-2, E and F occupancies.

PENTHOUSES AND SKYLIGHTS

Sec. 1714. Penthouses and other roof structures shall be constructed to conform with the requirements of Type III buildings as set forth in Table 14-A. All openings therein shall be protected by Underwriters' Class "C" label or equivalent fire-resistive doors

or Underwriters' Class "F" situation or equivalent fire-resistive windows, where required in Chapter 24.

Skylights shall be constructed of non-combustible materials. (See Chapter 29).

COMBUSTIBLE MATERIALS REGULATED

Sec. 1715. In addition to the combustible materials allowed elsewhere in this Chapter, wood or unprotected combustible materials shall be permitted for the following:

(1) Mezzanine floors in buildings of Occupancy Groups D-3 and D-4 in Fire Zone No. II may be of wood or unprotected incombustible construction provided there are not more than 2 such mezzanines in any room of any building and the total area of such mezzanine floors does not exceed one-third of the area of the room in which they are located;

(2) Show window frames on the first floors of stores, show cases, and other appurtenances may be of wood or unprotected incombustible material;

(3) Trim, picture molds, chair rails, wainscoting, baseboards, hand rails, show window backing, flooring and sleepers may be of wood, except as otherwise specified under Occupancy, Part III.

(4) Wood doors may be used except in stair, elevator or other shaft enclosures or where not otherwise specifically prohibited.

CHAPTER 18

TYPE IV BUILDINGS (Incombustible)

DEFINITION

Sec. 1801. Type IV, Incombustible Construction, is that Type of Construction in which all the structural members including wall framing, floors, roofs and their supports shall be of steel, iron or of other incombustible materials and in which the exterior walls are of steel, iron or other metal or of asbestos, masonry, reinforced concrete or other incombustible materials which may not meet the fire-resistive requirements of a more fire-

resistive Type of Construction but which will provide durable, weather-proof exterior walls.

HEIGHT

Sec. 1802. The height of Type IV buildings shall not exceed the limitations set forth in Table 5-B.

PROTECTION OF WALL OPENINGS

Sec. 1803. Fire-resistive protection of wall openings is specified in Chapter 24.

FOUNDATIONS

Sec. 1804. Foundations shall be constructed as specified in Sec. 1504.

EXTERIOR WALLS

Sec. 1805. Exterior walls may be of any durable, incombustible materials properly protected against the weather and without fire-resistive rating, except where such fire-resistive ratings are required for fire and party walls in Table 14-A and except for exterior wall requirements for Type IV buildings which house certain occupancies.

INNER COURT WALLS

Sec. 1806. Inner court walls shall be constructed of incombustible materials.

ENCLOSURE OF VERTICAL OPENINGS

Sec. 1807. Any enclosures for elevator shafts, vent shafts, stair wells and other vertical openings, shall be of incombustible construction and all openings therein shall be protected by incombustible doors. Openings in exterior walls shall be protected by Underwriters' Class "F" situation label, or equivalent, fire-resistive windows where required under Chapter 24.

STRUCTURAL FRAME

Sec. 1808. The entire structural frame shall be designed and constructed to carry all dead and live loads to which it may be subjected during erection and after completion of the structure.

FIRE PROTECTION OF STRUCTURAL MEMBERS

Sec. 1809. In all buildings of Occupancy Groups A and B or C-1, struc-

tural steel beams or girders and floor joists over usable basement spaces shall be protected with not less than 1-hour fire-resistive ceiling construction. Any member of the structural frame supporting masonry shall have a minimum of 1-hour fire-resistive protection, or 4-hour protection, if it supports party or fire walls.

FLOOR CONSTRUCTION

Sec. 1810. The floor and roof panel construction shall be so designed and constructed as to transfer horizontal forces to such parts of the structural frame as are designed to carry the horizontal forces to the foundations, unless such forces are otherwise provided for.

ROOF COVERING

Sec. 1811. Roof covering in Fire Zone No. I shall be any fire-retardant roofing meeting the requirements of the specifications of the Underwriters' Laboratories, Inc., for Class A or B roofing.

Roof covering in Fire Zone No. II shall be any fire-retardant or ordinary roofing meeting the specifications of the Underwriters' Laboratories for Class A, B, or C roofings.

STAIR CONSTRUCTION

Sec. 1812. All stairs shall be of incombustible materials designed and constructed as specified in Chapter 28.

PROJECTIONS FROM THE BUILDING

Sec. 1813. Bays, oriels and similar enclosed projections shall be of incombustible materials without fire-resistive requirements, except that the walls of such enclosed projections shall conform to the fire-resistive requirements for exterior walls as required for certain occupancies. Exterior balconies, porches, marquees, cornices, and similar appendages shall be constructed of incombustible materials.

PENTHOUSES

Sec. 1814. Penthouses and other roof structures shall be constructed of incombustible materials.

COMBUSTIBLE MATERIALS REGULATED

Sec. 1815. Trim, picture molds, chair rails, baseboards, hand rails, flooring,

door bucks, nailing strips for wood trim, plaster grounds and sleepers may be of wood, except as otherwise specified in Part III. Wood doors may be used except in stair, elevator, or other shaft enclosures or where not otherwise specifically prohibited.

CHAPTER 19

TYPE V BUILDINGS (Ordinary)

DEFINITION

Sec. 1901. Type V, Ordinary Construction, is that Type of Construction in which the exterior walls are of masonry, reinforced concrete, or other approved incombustible materials meeting the requirements of this Code and having a fire-resistance not less than the requirements indicated in Table 14-A and in which the interior framing is partly or wholly of wood.

HEIGHT ALLOWABLE

Sec. 1902. The height of Type V buildings shall not exceed the limitations set forth in Table 5-B.

PROTECTION OF WALL OPENINGS

Sec. 1903. Fire-resistive protection of wall openings is specified in Chapter 24.

FOUNDATIONS

Sec. 1904. Foundations shall be constructed as specified in Section 1504.

EXTERIOR WALLS

Sec. 1905. Exterior walls shall be set forth in Chapter 23 and Table of materials meeting the requirements 14-A. Walls fronting on streets not less than 50 ft. wide may be of incombustible construction with only the structural members fire-protected as required in Table 14-A.

INNER COURT WALLS

Sec. 1906. Inner court walls shall be of not less than 2-hour fire-resistive construction.

ENCLOSURE OF VERTICAL OPENINGS

Sec. 1907. Enclosures for elevator shafts, vent shafts, stair wells and other vertical openings when required because of occupancy in Part III shall

be of not less than 1-hour fire-resistive construction and all openings therein shall be protected by Underwriters' Class "C" label, or equivalent, fire-resistive doors. (See special requirements and allowances for such enclosures in Group C-2 buildings, Section 1006 and Table 14-A.) Openings in exterior walls shall be protected by Underwriters' Class "F" situation label, or equivalent, fire-resistive windows where required under Chapter 24. See Chapter 25 for allowable elevator and small shaft enclosures.

A parapet wall at least 24 inches in height above the roof shall be provided around all open shaft enclosures extending through the roof.

STRUCTURAL FRAME

Sec. 1908. All structural members shall be designed and constructed to carry all dead, live and other loads to which they may be subjected during erection and after completion of the structure.

FIRE PROTECTION

Sec. 1909. Fire Protection. (a) In Type V buildings housing and Group A, B or C-1 occupancy:

1. Where there is usable space under the first floor, the beams and joists of the basement ceiling shall be protected by 1-hour fire-resistive ceiling construction.

2. The underside of balconies and bleachers over usable spaces and the soffits of stairs of wood construction shall be protected by 1-hour fire-resistive ceiling construction.

3. Studding and ceiling joists over usable spaces shall be covered with approved incombustible materials.

(b) in Type V buildings housing a Group D-2, D-3 or D-4 Occupancy:

1. Wood beams and ceiling joists over usable basement spaces and soffits of stairs of wood construction shall be protected by 1-hour fire-resistive ceiling.

2. Ceiling joists and studding of public hallways leading to exits shall be covered with approved incombustible

ble wall covering in all buildings over 2 stories in height.

(c) In Type V buildings housing Group C-2 occupancies:

1. Studding and ceiling joists over usable spaces shall be covered with approved incombustible materials. Paneling and ceiling beams of material not more combustible than wood shall be allowed for walls and ceilings of rooms other than kitchens, closets, storage rooms, corridors and stair halls when such material is applied over approved incombustible materials.

2. Structural steel beams or girders supporting floor joists shall have not less than 1-hour fire-resistive protection.

3. Soffits of stairs of wood construction shall be protected by 1-hour fire-resistive ceiling construction.

(d) Any reinforced concrete member of the structural frame shall have not less than 1-hour fire-resistive protection over the reinforcing steel.

Masonry over window openings may be supported by unprotected steel or iron.

Fire-stopping shall be provided in the interior framing as specified under Section 2006 for Type VI Buildings.

ROW HOUSING DEVELOPMENT

(e) For row or group housing developments of Type V Construction, three (3) or more one-family units may be joined or built together provided that groups of not to exceed four (4) units each shall be completely separated from each other by a 2-hour fire-resistive wall extending from the basement or cellar floor to the underside of the roof. Not more than one opening shall be permitted in each such fire wall, which shall be in the basement and shall not exceed 21 square feet in area, protected with an Underwriters' "B" Label or 1½-hour fire-resistive, self-closing door.

Exterior wall coverings shall be of incombustible materials or masonry veneer.

Openings in the walls of each unit shall be protected with metal sash

and wire glass when such openings are within 12 ft. of an opening in another unit. Such opening protection not required when the walls are in the same plane, or in parallel planes and facing in the same direction.

FLOOR CONSTRUCTION

Sec. 1910. The floor and roof panel construction shall be so designed and constructed as to transfer horizontal forces to such parts of the structural frame as are designed to carry the horizontal forces to the foundations, unless such forces are otherwise provided for.

ROOF CONSTRUCTION

Sec. 1911. Roof covering in Fire Zone No. I shall be any fire-retardant roofing meeting the requirements of the specifications of the Underwriters' Laboratories, Inc., for Class "A" or "B" roofing.

Roof covering in Fire Zone No. II shall be any fire-retardant or ordinary roofing meeting the specifications of the Underwriters' Laboratories, Inc., for Class "A," "B" or "C" roofings.

STAIR CONSTRUCTION

Sec. 1912. Stairs may be constructed of wood provided the soffits are protected as specified under Sec. 1909, or may be of incombustible materials. All stairs shall be designed and constructed as specified in Chapter 28.

PROJECTIONS FROM THE BUILDING

Sec. 1913. Bays, oriels and similar enclosed projections shall have walls of 1-hour fire-resistive construction and structural members, floors and roofs meeting the requirements set forth in Table 14-A. Openings shall be protected as specified in Chapter 24.

PENTHOUSES, SKYLIGHTS

Sec. 1914. Penthouses and other roof structures shall be constructed to conform with the requirements set forth in Table 14-A.

CHAPTER 20

TYPE VI BUILDINGS

(Wood Frame)

DEFINITION

Sec. 2001. Type VI, Wood Frame Construction, is that Type of Construction in which the structural parts and materials are of wood or are dependent upon a wood frame for support, including construction having incombustible exterior veneer. Fire-resistive protection of wall openings shall not be required except as specified herein.

WHERE PERMITTED

(a) Type VI, Wood Frame Construction shall not be permitted in Fire Zone No. I except as provided for in Sec. 1305 (b).

(b) Type VI buildings shall not be permitted in Fire Zone No. II except as provided for in Sec. 1304.

Type VI buildings are permitted in Fire Zone No. II for buildings of Group "F" Occupancy, as set forth in Sec. 1304.

ROW HOUSING DEVELOPMENT

(c) For row or group housing developments of Types VI Construction, three (3) or more one-family units may be joined or built together provided that groups of not to exceed four (4) units each shall be completely separated from each other by a 2-hour fire-resistive wall extending from the basement or cellar floor to the underside of the roof. Not more than one opening shall be permitted in each such fire wall, which shall be in the basement and shall not exceed 21 square feet in area, protected with an Underwriters' "B" Label or 1½-hour fire-resistive, self-closing door.

Exterior wall coverings shall be of incombustible materials or masonry veneer.

Openings in the walls of each unit shall be protected with metal sash and wire glass when such openings are within 12 ft. of an opening in another unit. Such opening protection not required when the walls are in the same plane, or in parallel planes and facing in the same direction.

LOCATION

Sec. 2002. Location of buildings with respect to property lines is governed by the Zoning Ordinance.

HEIGHT ALLOWABLE

Sec. 2003. The height in stories of Type VI buildings shall not exceed the limits set forth in Table 5-B nor the height limit set by the Zoning Ordinance.

FOUNDATIONS

Sec. 2004. Foundations may be of any recognized materials, masonry, reinforced concrete, steel or iron properly encased, piling of wood, steel or concrete, concrete or masonry piers or caissons. Any foundation system shall be structurally sound and protected according to recognized engineering practice against deterioration from the action of ground water. Bases for wood columns in basements shall be of solid masonry or concrete extending at least 3 inches above masonry floors or 6 inches above earth floor.

WOOD FRAME CONSTRUCTION

Sec. 2005. All wood structural members shall be of sufficient quality, size and strength and so used as to carry their imposed loads safely and without exceeding the allowed or working stresses. Required live loads and wind pressures are given in Chapter 21.

FIRE PROTECTION

Sec. 2006. Fire-stopping of 2-inch wood shall be provided at floor lines in walls where the method of framing does not provide such fire-stopping by means of plates.

The space between stair carriages shall be fire-stopped by a header beam at top and bottom. Where a stair run is in more than one room or where a closet is located beneath the stairs, the stair carriages shall have intermediate fire-stops to cut off communication between portions of the stairs in different rooms or between the closet and the room in which it is placed.

No wood framing shall be placed within 2 inches of the outside of chimneys provided that this distance may be reduced to $\frac{1}{2}$ inch when the members are faced to their full depth with asbestos insulating board or other approved insulating material not less than $\frac{1}{4}$ inch thick. No wood framing shall be placed within 4 inches of

the back wall of any fireplace. Header beams supporting trimmer arches of fireplaces shall be not less than 20 inches from the face of the chimney breast. No combustible construction or finish shall be placed within 12 inches of the side or the top of any fireplace opening except that wood floors may be not less than 8 inches from the opening at the side.

In Type VI buildings housing churches and schools:

1. Where there is usable basement space under the first floor, the construction up to and including the first floor shall be of not less than 1-hour fire-resistive construction.

2. Studding and ceiling joists over usable spaces shall be covered with approved incombustible material.

FLOOR CONSTRUCTION

Sec. 2007. Floor and flat-roof joists and beams shall be securely bridged at intervals not exceeding 8 ft.

ROOF CONSTRUCTION

Sec. 2008. Roof covering may be any fire-retardant or ordinary roofing meeting the requirements of the specifications of the Underwriters' Laboratories, Inc., for Class "A," "B," or "C" roofing.

STAIR CONSTRUCTION

Sec. 2009. All stairs shall be designed and constructed as specified in Chapter 28 and as required under Occupancy in Part III.

PART VI.

ENGINEERING REGULATIONS

CHAPTER 21

DESIGN LOADS AND MATERIALS OF CONSTRUCTION

DEFINITIONS LOADS

Sec. 2101. See Sec. 401 for definitions of live and dead loads.

Sec. 2102. (a) General. Buildings shall be of sufficient strength to support the estimated or actual imposed dead and live loads without exceeding the working stresses allowed for the materials of their construction in generally accepted good engineering prac-

tice. The authorities listed in Sec. 302 (a) and rules compiled in accordance with Sec. 302 (b) shall be used.

Impact shall be considered in the design of any structure where impact loads occur. The live load shall be increased to provide for impact using the following table as the minimum requirements:

Power Driven Cranes -----	25%
Hand Power Cranes -----	10%
(Beams -----	100%
Elevators—(Columns -----	80%
(Foundations -----	40%
Roller Coasters or similar Amusement Devices -----	200%
Rotating Machinery, Fans or other Equipment producing impact or vibratory impact or vibratory loads -----	
As determined by tse Superintendent for specific case.	

No building shall be designed for live loads less than those specified in the following sections:

(b) Special. For industrial or commercial occupancies the live loads assumed on floors for purposes of design shall be the greatest loads anticipated by the intended occupancies but not less than the minimum live loads listed in this Chapter. Special provisions shall be made for machine or apparatus loads when such machines or apparatus would cause a greater load than specified in Sec. 2104.

Floors in office buildings and in other buildings where partition locations are subject to change shall be designed to support, in addition to all other loads, a uniformly distributed load of not less than two (2) pounds for each foot of story height for each square foot of floor.

Public garages and commercial or industrial buildings in which loaded trucks are placed, used or stored shall have the floor system designed to support the concentrated load of the rear wheel of a loaded truck placed in any possible position.

In the design of floors consideration shall be given to the effects of concentrated loads to which they may be

subjected. In buildings designed for the occupancies listed, floors shall be capable of carrying the prescribed distributed loads or the following minimum concentrations, whichever may result in the greater stress. The concentrations indicated shall be assumed to occupy spaces two and one-half (2½) feet square and so placed as to produce maximum stresses in the members affected:

1. For office floors, including corridors, a concentrated load of 2,000 pounds.
2. For driveways over areaways, basements or vaults a concentrated load of 10,000 pounds.
3. That portion of hangers subject to concentrated loads shall be designed to accommodate the heaviest vehicle housed therein.

METHOD OF DESIGN

Sec. 2103. Any system or method of construction to be used shall admit of a rational analysis in accordance with established principles of mechanics. In cases where rational analysis by established principles is not possible, the design may be accepted by reason of tests as required by the Board of Standards and Appeals. Said tests shall be paid for by the applicant for permit or the manufacturer as the case may be.

UNIT LIVE LOADS

Sec. 2104. The following unit loads shall be taken as the minimum computed live loads in pounds per square foot to be used in the design of the floor of buildings for the occupancies listed, and loads at least equal shall be assumed for uses not listed in this section but which create or accommodate similar loadings:

Live Load
in Pounds
per Sq. Ft.

Domestic Occupancy: All parts of private dwellings, rooms and suites in apartment houses, lodging houses and clubs; private, ward or dormitory rooms in hospitals, asylums, educational and religious institutions, including corridors giving access thereto; and bedrooms of hotels ----- 40

Office Buildings: First and basement floors	100
Office Occupancy: Above first floor in office buildings, offices in other buildings, including corridors, (see Sec. 2102)	50
Church Auditoriums: With fixed seats, including aisles, sanctuary or chancel, sacristies, choirs and chapels	60
Class Rooms: In schools and colleges, not exceeding 900 sq. ft. in area, or larger size rooms where fixed seats are used; and school laboratories	50
Theater Auditoriums and Assembly Halls: With fixed seats, including aisles and passageways	75
Theater stages	100
Gridirons and fly galleries	50
Public Occupancy: Lobbies, foyers, vestibules and similar public spaces of hotels, theatres, churches, clubs and other buildings; assembly halls, including class and lecture rooms exceeding 900 sq. ft. in area, without fixed seats; public rooms for social purposes, dance halls, gymnasiums and skating rinks	125
Public dining rooms and restaurants	80
Bleachers: Grandstands and temporary grandstands	100
Corridors: In theatres, hotels, assembly and school buildings	100
Other corridors—same loading as heaviest occupancy to which they provide access.	
Fire Escapes and Exterior Balconies	100
Stairs (except in dwellings)	100
Stores: for floors up to and including first	120
Above first floor, including mezzanine	80
Storage: Library stack rooms—minimum	125
(or as required by proposed loading)	
Manufacturing — minimum	125
(or as required by proposed loading)	
Locker Rooms	75
Garages: For vehicles no heavier than passenger automobiles — all floors	100
For vehicles, exceeding 20,000 lbs. in weight, including load—all	

floors	250
Others	
(As required by proposed loading)	
Hangars: (see Sec. 2102)	150
Sidewalks on Private Property:	
Over areaways or basement (see Sec. 2102)	300
Driveways on Private Property:	
Over areaways or basement (see Sec. 2102)	300

All balcony railings shall be designed to withstand a horizontal force of twenty (20) pounds per lineal foot, applied at the top of the railing.

Sec. 2105. Roofs shall be designed for a vertical live load of 30 lbs. per sq. ft. of horizontal projection applied to any and all slopes except as hereinafter provided. Where the rise exceeds 12 inches per foot no vertical live load need be assumed, but the roof shall be designed for the dead load and for a wind load of 20 lbs. per sq. ft. normal to the roof surface.

REDUCTION OF LIVE LOADS

Sec. 2106. The following reductions in assumed live loads shall be permitted in designing of columns, piers, walls, foundations, trusses and girders:

1. No reduction of the assumed live load shall be allowed in the design of any slabs, joists or beams.
2. A reduction of the total live load used in the design of girders based on a certain tributary floor area shall be permitted as noted in the following schedule. This reduction shall not be carried into the columns nor shall such reduction be used in design of buildings to be used or occupied as warehouses or for storage purposes:

Reduction Allowed	Tributary Floor Area
5%	100 Sq. Ft.
10%	200 Sq. Ft.
15%	300 Sq. Ft. or more

3. For determining the total live loads carried by columns the following reductions shall be permitted, the reductions being based on the assumed live loads applied to the entire tributary floor area:

**Allowable Live Load Reductions for
Warehouses and Storage Buildings**

Roof	0 per cent
Top floor from roof	0 per cent
Second floor from roof	5 per cent
Third floor from roof	10 per cent
Fourth floor from roof	15 per cent
Fifth floor from roof and all floors below	20 per cent

**Allowable Live Load Reductions for
Manufacturing Buildings, Stores
and Garages**

Roof	0 per cent
Top floor from roof	0 per cent
Second floor from roof	10 per cent
Third floor from roof	20 per cent
Fourth floor from roof and all floors below	30 per cent

**Allowable Live Load Reductions for
Other Buildings**

Roof	0 per cent
Top floor from roof	0 per cent
Second floor from roof	10 per cent
Third floor from roof	20 per cent
Fourth floor from roof	30 per cent
Fifth floor from roof	40 per cent
Sixth floor from roof	45 per cent
Seventh floor from roof and all floors below	50 per cent

**WIND PRESSURE AND LATERAL
FORCES**

Sec. 2107. When the height of a structure is over 100 ft. it shall be designed for a wind load of 20 lbs. per square foot of exposed surface and specified means shall be used to resist the forces due to wind. All structures 100 ft. or less in height shall be investigated, when so required by the Superintendent, for a wind load of 20 lbs. per square foot and special wind bracing shall be required when so ordered by the Superintendent.

All structures in which the height is more than two and one-half ($2\frac{1}{2}$) times the least width, and all mill type, shops, roofs over auditoriums or structures of similar character shall be designed to resist a wind pressure of 20 lbs. per square foot.

Lateral thrusts due to cranes or other moving equipment shall be provided for in the design.

All signs, tanks, or similar exposed structures shall be designed to resist a wind load of 30 lbs. per square foot

of vertical projection. In cylindrical tanks the wind force shall be considered as acting on six-tenths ($6/10$) of the vertical projection.

For the purpose of design the allowances permitted in this Code for increase working stresses due to loading including wind shall not be permitted to apply to signs, tanks, or similar exposed structures.

The dead load resisting moment of any structure shall not be less than one and one-half ($1\frac{1}{2}$) times the overturning moment due to wind and other lateral forces. The foundation and superimposed earth loads may be included provided the anchorage is sufficient to develop these weights.

LIVE LOADS POSTED

Sec. 2108. In every business, commercial, or industrial building, for which an occupancy permit has been issued, the owner or occupant shall post, in that part of each story to which they apply, the live loads for which the floor has been designed. For this purpose, he shall use durable signs, which it shall be unlawful to remove or deface.

LIVE LOADS ON PLANS

Sec. 2109. Plans for buildings other than residential (Groups "C-2" and "E" Occupancies) and accessory (Group "F" Occupancies), filed with the superintendent with applications for permits shall show on each drawing the live loads per square foot of floor area for which the building is designed.

RETAINING WALLS AND BASEMENT

Sec. 2110. When earth or water or earth and water cause or may cause a pressure on any building or structure, such total pressure created shall be calculated in accordance with accepted engineering practice and such calculations and design shall take into account any possible surcharge due to moving or fixed loads.

**STANDARDS FOR MATERIALS AND
METHODS OF CONSTRUCTION**

Sec. 2111. The standards of quality and strength of materials and the methods of design and construction, which will produce structures meeting

the minimum provisions of this Code shall be as listed in the Rules and Regulations.

**PART VII.
DETAILED REGULATIONS**

**CHAPTER 22
EXCAVATIONS, FOOTINGS AND
FOUNDATIONS**

EXCAVATIONS

Sec. 2201. (a) General. Until provision for permanent support has been made, excavations shall be properly guarded and protected by the person causing the excavation to be made to prevent the same from becoming dangerous to life or limb, and, where necessary, shall be sheet-piled and braced to prevent the adjoining earth from caving in.

(b) Support of neighboring buildings and structures.

1. When an excavation does not exceed a depth more than 12 feet below the line hereinafter established, the owner of an adjacent building or structure, the safety of which may be affected by such excavation, shall preserve and protect his building from injury and, when necessary, shall underpin and support the same by proper foundations. For such purpose, he shall be permitted, if necessary, to enter upon the premises where such excavation is being made.

If the person whose duty it shall be to preserve or to protect from injury any wall or structure, shall neglect to do so within 24 hours after the receipt of a notice from the Superintendent, then the Superintendent may enter upon the premises and employ such labor and furnish such materials and take such steps as in his judgment may be necessary to make the premises safe and secure or to prevent the same from becoming unsafe and dangerous, at the expense of the person whose duty it is to keep the same safe and secure.

2. Where the excavation exceeds a depth of 12 feet below the line hereinafter established, the person causing such excavation to be made shall, if afforded the necessary consent to

enter upon the adjoining and, at his own expense, preserve and protect from injury every building or structure, the safety of which may be affected by such excavation and, when necessary, shall underpin and support the same by proper foundations, irrespective of the depth to which the foundations of such building or structure may extend. If the necessary consent is not accorded to the person making the excavation, then it shall be the duty of the person refusing such consent to preserve and protect such building or structure from injury and, when necessary, to underpin and support the same by proper foundations and for that purpose such person shall, when necessary, be permitted to enter upon the premises where such excavation is being made:

3. In case there is a party wall along a lot line of the premises where an excavation is being made, the person causing the excavation to be made, shall at his own expense, preserve such party wall in as safe a condition as it was before the excavation was commenced and shall, when necessary, underpin and support the same by proper foundations.

For the purpose, the 12 foot depth shall be measured below a line running upon the boundaries and lot lines separating the said properties and extending from the intersection of the lot line with the street line on the grade of the street at the front of the lot to the intersection of the lot with the street line on the grade of the street or alley at the rear of the lot, or if the grade of the street or alley has not been legally established or the lot does not adjoin the street, the said 12 foot depth shall be measured from the elevation of the surface of the ground at the boundaries and lot lines separating said properties.

FOUNDATIONS

Sec. 2202. General. Except when erected upon hard pan or solid rock or upon walls or piers on the waterfront, foundation walls or other permanent supports shall be carried not less than 3 ft. 6 inches below finished grade and shall rest on solid ground or leveled rock or on piles when solid earth or rock is not found.

Exception: Such foundation walls or other permanent supports shall not be required for 1-story buildings of Type IV or VI Construction, not exceeding 500 sq. ft. in ground area, used for Group "F" Occupancy.

FOOTINGS

Footings when required by the provisions of this Code shall consist of masonry, reinforced concrete or steel grillages. Footings of wood may be used if they are entirely below permanent water level or if they are impregnated with creosote or other preservative listed as approved in the Rules and Regulations. Where metal is incorporated in or forms part of a foundation, it shall be protected from rust by paint, asphalt, concrete or such materials and in such manner as provided in the Rules and Regulations.

For the loads exerting pressure upon the footings the full dead loads and the reduced required live loads on the lowest walls, piers or columns shall be taken. Footings shall be so designed that the allowable bearing capacity of the soil in tons per square foot, including the effect of eccentric loading as given below, shall not be exceeded unless the particular soil on which the building is to be placed shows a greater bearing capacity than that specified in this Section.

Character of Soil	Tons per Sq. Ft.
Loam	$\frac{1}{2}$
Soft Clay	1
Farm Clay, fine sand, or layers of sand and clay	2
Clay or fine sand, firm and dry	3
Hard clay, coarse sand and gravel	4
Soft rock, shale and hard pan	8
Medium Rock	15
Solid Rock, 6' - 0" min. thickness	25

Where the bearing capacity of the soil is not definitely known or is in question, the Superintendent may require load tests, test borings or other adequate proof as to the permissible safe bearing capacity at that particular location. To determine the safe bearing capacity of soil it shall be tested by loading an area not less than 2

sq. ft. to not less than twice the maximum bearing capacity desired for use. Such double load shall be sustained by the soil until no additional settlement takes place for a period of not less than 48 hours in order that such desired bearing capacity may be used. The total settlement shall not exceed one inch (1"). Examination of sub-soil conditions may be required when deemed necessary.

Foundations shall be built upon natural solid ground where possible. Loam or soil containing organic matter shall not be used to support buildings exceeding one story in height. Where solid natural ground does not occur at the foundation depth, such foundations shall be extended down to natural solid ground or piles shall be used, unless there is a practically level fill of good ground which has been in place a sufficient length of time to settle, when such fill may be used, subject to the approval of the Superintendent.

Where a portion of a structure rests upon compressible material of different bearing value or where the thickness or quality of compressible material varies greatly under different portions of a structure, load tests as required in this section shall be made on the different portions and such provisions shall be made in the design as may be required by the Superintendent.

Where a portion of a structure rests upon compressible materials and another portion rests upon rock or hard pan the foundation for the portion resting upon compressible material shall be designed for not more than 50% of the bearing pressures specified in this section.

PILES

Sec. 2203. Pile Foundations. Piles intended to sustain walls or buildings shall, when practicable, be driven to a solid bearing. The method of driving shall be such as not to impair their strength. In cases where piles are loaded eccentrically, due provision shall be made for the effect of such eccentricity.

If there are indications at any site at which piles are to be used that

conditions exist which will cause serious deterioration of the piles, and if investigation demonstrates that such conditions actually do exist, suitable protective measures against such deterioration shall be employed.

The bearing value, quality, construction, protection and method of driving for various kinds of piles shall conform to good engineering practice.

CAISSONS

Sec. 2204. The footings of any structure may be carried down to a firm foundation by isolated piers of reinforced concrete, properly encased steel, approved masonry, or open or pneumatic caissons either with or without enlarged base at the bottom. The safe carrying capacity of such shafts or caissons shall not exceed the allowable bearing capacity of the soil.

Caissons with Belled Footings. The slope of the sides of the bell of enlargement shall not exceed one (1) foot horizontally for each two (2) feet vertically unless properly reinforced. If caissons are carried to rock the enlarged base may be replaced by a socket formed into the rock, permitting the loads to be carried by the sides and bottom of the socket.

FOUNDATION WALLS

Sec. 2205. Foundation walls shall be constructed in accordance with the provisions set forth in Chapter 23.

CHAPTER 23 — WALLS

GENERAL

Sec. 2301. Walls shall conform to the fire-resistive requirements set forth in this Code and shall be constructed of such materials and minimum thicknesses and with such lateral bracing as to be stable and to support their weight and the loads which may be placed upon them without exceeding the stresses allowed in generally accepted good engineering practice for the materials of their construction.

"The American Standard Building Code Requirements for Masonry" of the American Standards Association shall be considered as a guide to such good engineering practice with respect to masonry, except as modified herein. Any provisions in the above code gov-

erning the use of concrete which is contrary to the provisions of the Reinforced Concrete Code shall not be applicable. Exterior walls, bearing walls and fire walls and their vertical and lateral supports shall be capable of resisting the pressure of wind applied to either side. Wind pressures to be assumed in the design of such walls shall not be less than the minimum pressures specified in Sec. 2107.

THICKNESS

Sec. 2302. The thickness of walls shall be such as to insure their strength and stability as well as their required fire-resistive quality. The required thickness for walls of various heights and various materials of construction shall be not less than the minimum indicated in Figures 23-A and 23-B, and the requirements of said figures shall govern in case of any contradiction with Standard Building Code Requirements for Masonry.

FOUNDATION WALLS

Sec. 2303. Foundation walls shall be built of approved masonry, reinforced concrete, or properly encased steel or iron. When masonry materials are used they shall meet the requirements to resist frost action in the presence of moisture.

RETAINING WALLS

Sec. 2304. Walls built to retain or support adjoining rock or earth shall be constructed of masonry or reinforced concrete. Unless adequate provision is made to drain off water, the full hydrostatic pressure calculated at 100 lbs. per cu. ft. due to a head equal to the height of the wall shall be assumed. The pressure on the soil under such walls shall not exceed the safe bearing capacities allowed by this Code.

PARAPETS

Sec. 2305. (a) Except as listed below or as allowed by the Board of Standards and Appeals, parapets shall be provided on all fire walls, party walls and exterior walls of masonry or reinforced concrete, such parapets to be not less than 36 inches high measured from the roof surface to the top of the coping. Parapets shall not be required on:

(1) Walls connecting with roofs of Type I or Type II Construction.

(2) Adjoining wall of a building, the roof of which is not less than 3 ft. lower than the roof or any opening in the side walls of a building adjoining or adjacent to such wall.

(3) Walls facing on a street having a width of 50 ft. or more.

(4) Walls of a building which is 50 ft. or more in all directions from property lines and from building on the same property providing the building is not more than two (2) stories high.

(5) Walls of a detached dwelling or of a building not exceeding 1000 sq. ft. in area.

(6) Walls of a building where the roof has an angle of more than 20 degrees with the horizontal.

(b) In all buildings in which 8-inch walls are permitted, such parapets shall be not less than 8 inches thick and carried at least 2 ft. above the roof, except that reinforced concrete parapets may be 6 inches thick.

(c) In all other buildings such parapets shall be not less than 12 inches thick and carried not less than 3 ft. above the roof.

(d) Parapets shall be covered with a suitable coping of incombustible weather-proof material except that such covering shall not be required on concrete walls.

(e) Parapets for light courts and other shafts are specified under Types of Construction, Part V of this Code.

FIRE-STOPPING

Sec. 2306. Suitable provisions shall be made in walls of hollow units at each line of floor joist or beams to shut off the spaces above from those below with incombustible materials.

PANEL AND CURTAIN WALLS

Sec. 2307. Panel and curtain walls in skeleton frame buildings shall be securely anchored to the adjoining framing members.

When panel or curtain walls are built monolithic with columns or bearing walls, they may be reinforced to carry their own weight.

CHASES AND RECESSES

Sec. 2308. Except as hereinafter allowed, there shall be no chases in bearing or exterior walls of less than 12-inch nominal thickness or within the required area of any pier and no chase in any wall shall be deeper than one-third ($1/3$) the wall thickness except that 8-inch x 8-inch vertical chases may be built in 12-inch walls for soil lines and roof conductors. In dwellings not over three (3) stories in height vertical chases may be built in 8-inch walls under the following limitations: (a) in 8-inch bearing walls the chases shall not exceed 4 inches in depth and 8 inches in width. In any case, not less than 4 inches of masonry shall remain between the back of chase and exterior surfaces of wall. Masonry directly over chases wider than 12 inches shall be supported on lintels. Chases permitted in 8-inch walls shall not be cut but shall be built in as construction progresses. (The above paragraph is a substitute for Paragraph 17-3 (a) of the A. S. A. Code).

THIN VENEERS

Sec. 2309. Thin Veneers for Building Exteriors. Thin veneers of metal, of ceramic and porcelain tile and terra cotta less than 1-inch thick, of structural glass and glass products and similar thin veneers may be used when materials are weather-resistant and structurally sound and when the method of attachment to the veneered wall is in accordance with generally accepted good engineering practice.

STANDARDS

Sec. 2310. For the specifications and details of construction which will conform to generally accepted good engineering practice and as such will meet the requirements of this Chapter, see the list of authorities quoted in Sec. 302 (a) and such Rules and Regulations as may be compiled by the Superintendent under the provisions of Sec. 302 (b).

"FIGURE 23-A"

TYPICAL WALL "A"

Solid masonry wall with lateral supports at intervals not exceeding 20 times the wall thickness. Lateral Support may be:

1. Cross Walls, piers, or Buttresses, or
2. Floors and Roofs.

"B"

Solid Masonry Walls where wall is stiffened at intervals not exceeding 12 ft. by:

1. Cross walls, or
2. Internal or external offsets at least 2 ft. deep, or
3. Reinforced Concrete floors.

"C"

Solid Masonry Walls where building is not over 3 stories high and roof beams are horizontal must have lateral support as stated for Wall "A".

"D"

Solid masonry walls for 1 and 2-family dwellings not over 3 stories in height must have lateral support as stated for Wall "A".

"E"

Solid Masonry walls for 1 story, 1-family dwellings, and 1-story private garages.

MINIMUM THICKNESS—SOLID

MASONRY WALLS

(Including walls of brick—concrete units—stone ashlar and plain concrete)
—Net Cross-Sectional area of solid masonry units, in every plane parallel to bearing shall be at least 75 per cent of the gross cross-sectional area in the same plane.

"Notes" for "Figure 23-A":

(a) Non-bearing walls of solid masonry may be 4 inches less in thickness than required for bearing walls—but not less than 8" in thickness except where 6" walls are permitted.

(b) Plain concrete walls may be 2 inches less in thickness than required for other solid masonry walls—but not less than 8" in thickness except where 6" walls are permitted.

(c) If any horizontal section of a bearing wall shows more than 40 per cent of openings, the thickness of the wall shall be increased at least 4".

(d) Changes in wall thickness shall occur at floor lines only.

(e) Solid masonry walls above roof level, 12 ft. or less in height, enclosing stairs, elevators, penthouses or bulkheads, may be of 8" thickness and may be considered as neither increasing the height nor requiring any increase in the thickness of the wall below provided the requirements for allowable stresses are met:

Requirements for Lateral Support—

1. Cross walls shall be of incombustible materials which are at least as fire-resistive as the materials of the wall supported.

2. Piers or buttresses shall be of materials at least as fire-resistive as the material of the wall supported and carry wind stress to the ground.

3. When lateral support is obtained by floors and roofs, provision shall be made in the building to carry the wind stress to the ground.

"FIGURE 23-B"

MASONRY WALLS

Minimum Thickness—Masonry Walls WALL "F"

Walls of structural clay tile or hollow concrete units with lateral supports at intervals not exceeding 18 times the wall thickness.

WALL "G"

Walls of rubble stone with lateral supports at intervals not exceeding 20 times the wall thickness.

MASONRY FOUNDATION WALLS

Foundation Wall Masonry

Minimum thickness—12" except that where dimension (A) is 5 ft. or less, walls of solid masonry units or coursed stone may be 8" thick, and where dimension (A) is 4 ft. or less, walls of hollow masonry units may be 8" thick.

Where 8" foundation walls are allowed, the total height of masonry

wall, including the foundation wall, shall not exceed the allowable height for 8" walls (see Fig. 23-A).

Solid Masonry

May be 8" thick when reinforced as shown, or

Plain Concrete Cast in Place

May be 8" thick, or may be 6" thick where the space within the walls is not excavated, if the total height of the foundation wall and the wall supported does not exceed the limits for 6" walls (see Fig. 23-A).

Rubble Stone

Random rubble without bonding or level beds shall not be used as foundations for walls more than 35 ft. in height, nor shall bonded rubble be used as foundations for walls more than 50 ft. in height.

Note:—Foundation walls of masonry 8" in thickness may be used for single family dwellings with walls of 8" structural masonry units, walls of brick veneer on frame, or with nominal 10" cavity walls, if the dwelling is not more than 1½ stories in height, and the total height of the wall including gable is not more than 20 ft.

CHAPTER 24

PROTECTION OF OPENING IN EXTERIOR WALLS

WHEN REQUIRED

Sec. 2401. (a) With the exception of dwellings, churches, buildings which have exterior walls without fire-resistive ratings and buildings with open sides, all buildings hereafter erected in Fire Zone No. I shall have an approved fire window or other approved protective in every opening in an exterior wall when such opening faces on a street and is less than 50 ft. from the opposite building line, or when such opening is less than 50 ft. distant in a direct, unobstructed line from an opening in another building or when such opening is above and not more than 50 ft. distant from any part of a neighboring roof; provided that such protection shall not be required for a show window facing on a street and extending no higher than the first full story above grade and provided, further, that such protection shall not be

required when the opening to be protected and the opening against which it is to be protected are situated in walls in the same plane or in parallel planes and facing in the same direction. For the purpose of this section, when a building is divided by fire walls into two or more sections, each section shall be regarded as a separate building.

(b) All buildings housing Groups D-1 and D-2 Occupancies hereafter erected in Fire Zone No. II shall have approved fire windows or other approved protectives in every opening in the exterior walls when such opening faces on a street and is less than 50 ft. from the opposite building line, when such opening is less than 50 ft. distant in a direct, unobstructed line from an opening or a frame wall of another building or when such opening is above and not more than 50 ft. distant from any part of a neighboring roof; provided that such protection shall not be required for a show window facing on a street and extending no higher than the first full story above grade and provided, further, that such protection shall not be required when the opening to be protected and the opening against which it is to be protected are situated in walls in the same plane or in parallel planes and facing in the same direction.

(c) With the exception of churches, all buildings housing Groups A, B, C-1, D-3 and D-4 Occupancies hereafter erected in Fire Zone No. II shall have an approved fire window or other approved protective in every opening in an exterior wall when such opening faces on a street and is less than 20 ft. from the opposite building line, or when such opening is less than 20 ft. distant in a direct, unobstructed line from an opening or a frame wall of another building or when such opening is above and not more than 20 ft. distant from any part of a neighboring roof; provided that such protection shall not be required for show windows facing on a street and extending no higher than the first full story above grade; and provided further that such protection shall not be required when the opening to be protected and the opening

against which it is to be protected are situated in walls in the same plane or in parallel planes and facing in the same direction.

(d) All buildings of Group C-2 Occupancy over three (3) stories in height erected hereafter in Fire Zone No. I, shall have an approved fire window or other approved protective in every opening in an exterior wall when such opening is within 12 ft. of an unprotected opening in another building or a neighboring roof or any unprotected frame construction, provided that such protection shall not be required when the opening to be protected and the opening against which it is to be protected are situated in walls in the same plane or in parallel planes and facing in the same direction.

VERTICAL SEPARATION

Sec. 2402. In buildings hereafter erected in Fire Zone No. I, the exterior openings which are located vertically above one another and which are not protected by automatic fire windows or doors or fire windows with fixed sash shall have not less than 3 ft. of masonry or the equivalent between the top of one opening and the bottom of the next above. No such opening shall be within 1 ft. of the ceiling of the story in which it is located.

FIRE SHUTTERS

Sec. 2403. When equipped with fire shutters, at least one in every three openings facing a street in each story shall have such shutters arranged so as to be readily opened from the outside. Distinguishing marks shall be provided on these shutters.

EXIT OPENINGS

Sec. 2404. When fire doors or fire shutters are used on openings to exits or fire escapes they shall be so arranged as not to obstruct such exits or fire escapes.

WIRED GLASS

Sec. 2405. For the glazing of fire doors, when permitted, or fire windows, only wired glass not less than one-fourth inch thick shall be used.

CLOSING OF PROTECTIVES

Sec. 2406. Fire doors, fire shutters

and fire windows on exterior openings when not required to be opened shall be closed by the occupant or occupants of the building who have the use and control of them.

PROTECTION OF INTERIOR OPENINGS

Sec. 2407. Whenever the Superintendent shall declare in a written order that an existing hazardous condition requires it, openings in interior walls of masonry or reinforced concrete shall be equipped with approved automatic or self-closing fire doors as may be designated.

FIRE DOORS AND OTHER PROTECTIVES

Sec. 2408. See Sec. 302-10 (c) for approved fire doors, fire windows, fire shutters, open sprinklers and other protectives. In general such protectives shall be approved when bearing the label of the Underwriters' Laboratories, Inc., and when used for the purpose intended and installed in accordance with the standards of the National Board of Fire Underwriters.

CHAPTER 25

ENCLOSURE OF VERTICAL OPENINGS

WHEN REQUIRED

Sec. 2501. Vertical openings shall be required to be enclosed in certain buildings, depending upon occupancy of building, height of building or Type of Construction. The vertical openings required to be enclosed are specified under Occupancy, in Part III. Fire-resistive requirements for enclosures for different types of buildings are set forth in Table 14-A.

STAIRWAY, RAMP, AND ELEVATOR ENCLOSURES

Sec. 2502. When stairways or ramps are required to be enclosed, such enclosures shall extend from the lowest point to the highest point required and shall also include passageways necessary to complete the exit which shall be not less in width at any point than the required width of such stairway or ramp. All doors opening into such enclosures, except as specifically exempted in this Code, shall be fire-resistive doors as specified for such openings under Types of Construction.

and all such doors shall be self-closing and kept normally closed.

All windows in exterior walls shall be protected by fire-resistive windows when so required because of location. (See Chapter 24).

Walls and partitions enclosing stairways, ramps or elevators shall be of not less than the fire-resistive construction as set forth in Table 14-A or as required under Types of Construction in Part V. Elevator shafts extending through more than two (2) stories shall be equipped with an approved means of ventilation to and through the main roof of the building.

No open unenclosed space shall be permitted under any elevator pit.

(See Chapter 28 for stairs abutting an elevator enclosure).

OTHER VERTICAL OPENINGS

Sec. 2503. All shafts, ducts, chutes and other vertical openings not covered in Sec. 2502 shall have enclosing walls conforming to the requirements specified under Types of Construction when they exceed nine (9) square feet in area. All other shafts (nine (9) square feet or less in area) shall have enclosing walls as above specified or be lined with sheet metal having lock jointed or riveted seams and joints. Combustible material or partitions and floors through which such ducts pass shall be kept at least three (3) inches from the metal lining or shall be protected by the equivalent of 3/8 inch of plaster or 1/4 inch of asbestos or plaster board. Openings between ducts and the floor construction through which they pass shall be filled with incombustible materials securely held in place to prevent the passage of fire. All doors opening into such vertical shafts shall be of metal or shall be covered on the shaft side by the equivalent of 1/4 inch of asbestos and not less than 26-gauge metal, turned around all edges and well fastened to the door. Windows in such shafts shall be wire glass and metal frames and sash or such frame and sash may be of wood entirely clad with metal of not less than 26 U. S. gauge.

CHAPTER 26

FLOOR CONSTRUCTION

GENERAL

Sec. 2601. Floors shall be designed and constructed to safely support all loads to which they may be subjected.

Required minimum live loads for designing floors are given in Chapter 21. Fire-resistive requirements are set forth in Table 14-A and in Chapters 15 to 20, inclusive.

All floors shall be framed and tied into the framework and supporting walls to form an integral part of the whole building.

CONCRETE AND STEEL JOISTED FLOORS

Sec. 2602. Concrete and steel floor systems shall be designed and constructed in accordance with the provisions of Sec. 302 (a) or in rules compiled in accordance with Sec. 302 (b). See Table 14-A for required fire-resistive protection for different Types of Construction.

MILL CONSTRUCTED FLOORS

Sec. 2603. Mill constructed floors shall be constructed as specified in Sec. 1701 (b).

WOOD JOISTED FLOORS

Sec. 2604. Wood joists, girders, and beams shall not be stressed to exceed the maximum fiber stresses allowed in authorities listed in Sec. 302 (a) and rules compiled in accordance with Sec. 302 (b).

Stresses for wood joists and wood rafters shall not exceed the recommendations of the Pacific Coast Building Officials Conference Uniform Building Code, as designated in Sec. 302(a).

Wood floor joists shall have a clearance of not less than 30 inches between the bottom of the joists and the surface of the ground underneath.

CONSTRUCTION OF BAYS AND ORIELS

Sec. 2605. Construction of floors in bays and oriel windows shall conform to the construction allowed for floor of the type of construction of the building to which they are attached.

CHAPTER 27
ROOF CONSTRUCTION AND
COVERING

GENERAL

Sec. 2701. Roof covering shall be as required in Chapter 13, or under Occupancy in Part II, or Types of Construction in Part V. All roofs shall be frames and tied into the framework and supporting walls to form an integral part of the whole building.

CONSTRUCTION

Sec. 2702. General requirements for construction of roofs for buildings of various occupancies are set forth in Table 14-A and specified in Types of Construction, Chapters 15 to 20, inclusive.

Diagonal and sway bracing shall be used to brace all roof trusses unless same is adequately braced by roof slab and ceiling construction. The allowable working stresses of materials in trusses shall not exceed those allowed in accordance with the provisions of Sec. 302 (a) or in the rules compiled in accordance with Sec. 302 (b).

ROOF COVERINGS

Sec. 2703. Roof coverings shall be required over all combustible roof construction and over all roof construction subject to deterioration from the weather and shall be one of the classes as required because of occupancy in Part III, or required because of location in a Fire Zone in Part IV, or required by one of the types of construction of the building in Part V.

ATTICS AND ROOF ACCESS

Sec. 2704. All buildings shall have access provided to the attic and roof space by means of a stairway or permanent ladder or a scuttle. The openings provided through the ceiling for such accesses into the attic space shall be not less than thirty (30) inches square and shall be located for easy access to the attic space.

In buildings where the roof has an angle of less than 20 degrees with the horizontal, access shall be provided to the roof surface in a manner similar to that specified for access to the attic space.

CONSTRUCTION OF BAYS
AND ORIELS

Sec. 2705. The roof covering of a bay or oriel window shall conform to the requirements of the roofing of the main roof of the building.

CHAPTER 28
STAIRS AND EXITS

GENERAL

Sec. 2801. All buildings hereafter erected except buildings of Groups "E" and "F" Occupancies shall have exitways as herein provided for. Exitway shall mean any required means of direct egress in either a horizontal or vertical direction leading to a thoroughfare.

Corridor wherever used in this Chapter shall be synonymous with passageway, hallway and similar designations for horizontal travel from or through subdivided areas.

Horizontal Exitway shall mean one or more protected openings through or around a fire wall or fire partition, or one or more bridges connecting two buildings. Where horizontal exits are employed, provisions shall be made to eventually reach grade level.

Court, as applied to exitways, shall mean a space open to the sky, or a properly enclosed corridor. Exit courts shall lead directly to a thoroughfare. (See Sec. 2818 (e)).

Unit of Width shall mean the required width of a path of travel either horizontally or vertically, for one person or a single line of persons to exit from a building or from any of its parts. All units of width shall be unobstructed by railings or by doors when in an open position.

Enclosures—The construction of enclosing walls for the various types of buildings in which they occur is regulated by Part V of this Code.

Ramps—Wherever stairs are mentioned, ramps may be substituted. Except as stated in Sec. 2815, ramps shall comply with all of the requirements for stairs.

EXITWAY CAPACITY

Sec. 2802. Exitway capacity shall be

based upon the number of persons to be accommodated, the type of occupancy, and the probable hazard due to fire or panic by reason of the type and method of construction of the structure.

Units of exitway shall be provided in accordance with Table 28-A. When the number of persons to be accommodated is not fixed in a manner satisfactory to the Superintendent, the Superintendent shall require exitways

to be provided based upon the character of the occupancy and the number of occupants per square foot of net floor area devoted to a particular purpose as set forth in Table 28-B. Such action by the Superintendent shall not be construed as relaxing in any manner whatsoever the requirements of Table 28-A and the total number of occupants permitted in any structure or any of its parts at any one time shall be the maximum number that can be accommodated.

TABLE 28-A

MAXIMUM NUMBER OF OCCUPANTS PERMITTED FOR EACH
UNIT WIDTH OF EXITWAY

Values shown are for doorways and stairs. Required units of width may be decreased:—20 per cent for corridors and ramps up to 10 per cent; 10 per cent for ramps having 10 per cent to 16 2/3 per cent slope.

OCCUPANCY CLASS	CONSTRUCTION TYPES						Type Maximum of Dist. to
	Type I	Type II	Type III	Type IV	Type V	Type VI	Stairs Exitway
A-1 Theater	62	62	--	--	--	--	A 100 ft.
Non-Theater	67	67	--	--	--	--	A 100 ft.
A-2 Theater	57	57	--	--	--	--	A 100 ft.
Non-Theater	67	57	--	57	--	--	A 100 ft.
A-3 Theater	50	50	--	50	--	--	A 100 ft.
Non-Theater	60	60	50	50	--	--	A 100 ft.
A-4 Theater	40	40	--	40	--	--	A 100 ft.
Non-Theater	50	50	40	40	40	--	A 100 ft.
A-5 Theater	33	33	--	33	--	--	A 100 ft.
Non-Theater	33	33	33	33	33	33	A 100 ft.
B First Floor	80	80	70	70	60	50	A 100 ft.
Other Floors	60	60	50	50	--	--	A 100 ft.
C-1 First Floor	45	45	--	--	--	--	B 125 ft.
C-2 All Floors	60	60	40	40	40	--	C 125 ft.
D-1**							
D-2 Protected	80	80	--	--	--	--	C 125 ft.
Unprotected	40	40	--	--	--	--	C 75 ft.
D-3 Protected	100	100	80	80	80	--	C 150 ft.
Unprotected	60	60	60	50	50	--	C 100 ft.
D-4 Protected	150	150	100	150	100	--	C 150 ft.
Unprotected	150	150	--	150	--	--	C 150 ft.
Unprotected	--	--	60	--	40	--	C 100 ft.
E (No Limit)							
F (No Limit)							
G	33	--	--	--	--	--	-----

**As may be required by the Board of Standards and Appeals.

Notes:—1. Theater in this table means an Assembly Room with fixed seats, customarily darkened during performances. Theaters shall have not less than three (3) exits as remote from each other as practicable.

2. "Protected" indicates that materials which are combustible are properly protected by a sprinkler system, or such other automatic types of system or systems as may be necessary by reason of the type of hazard.

3. Add 25 per cent of the second floor and 85 per cent of each balcony to the full capacity of the first floor to determine the required number of units of exitway at grade, where such floors are permitted to exit through common first floor exitways.
4. Where the occupancy is mixed, the more stringent requirements shall govern.

TABLE 28-B
MAXIMUM NUMBER OF OCCUPANTS BASED ON THE NET FLOOR AREA

Type of Occupancy	Square Feet per Person
Theaters, sports arenas and similar places of amusement	6
Dance halls, lodge halls, lecture rooms and similar occupancies	7
Main exercise rooms of gymnasiums	15
Bowling Alleys (exclusive of the area occupied by the Alleys)	10
Dining areas	12
Vocational shops and similar occupancies in schools	100
Court rooms and other public rooms in public buildings (exclusive of seating)	40
Offices up to 400 square feet in area	100
Offices more than 400 square feet in area	60
Drafting or engineering rooms	60
Class rooms	20
Laboratories	100
Asylums and hospitals	100
Dormitories and wards	75
Hotels and apartments (the actual capacity of sleeping areas)	125
Libraries and reading rooms	30
Markets and showrooms and other first floor or basement mercantile establishments	50
Upper floors of mercantile establishments, Occupancy Classification D-3 and D-4	100
Standing room areas for any class of occupancy	3
Factories for light manufacturing, Occupancy Classification D-2, D-3, D-4	80
Factories for heavy manufacturing, garages, warehouses, etc.	300
Power houses, boiler rooms, etc.	500

Notes:—1. Theaters, churches and other assembly rooms having fixed seats shall be computed upon the actual number of seats plus all standing room areas, or areas which could be used as standing room under the provisions of this Code.

2. Churches and other assembly rooms having pews or benches shall be computed on the basis of eighteen (18) inches of pew or bench per person.

3. "Net floor area" shall be taken to mean all usable floor, including all areas occupied by equipment or furnishings, but not including corridors, toilet rooms and such other accessory rooms as may be provided.

by the exitway capacity as shown in Table 28-A.

MINIMUM EXITWAY REQUIREMENTS

Sec. 2803. The minimum number of exitways to be provided from each Occupancy Classification shall be as follows:

1. Occupancy Classifications, Group

"A"—Three (3) exitways as remote from each other as possible, the locations of all exitways to be subject to the approval of the Superintendent.

2. Occupancy Classifications "B", "C-1", "G"—Two (2) exitways as remote from each other as possible.

3. Occupancy Classification "D-1"—Exitway requirements shall be as de-

terminated by the Board of Standards and Appeals.

4. Occupancy Classifications "D-2", "D-3", "D-4"—Every story that exceeds 3000 square feet of Types I, II or IV Construction and occupied by more than seventy-five (75) persons, or of Types III or V Construction occupied by fifty (50) or more persons, shall have two (2) exitways.

5. Occupancy Classification C-2:

a. Two (2) exitways shall be required for all buildings except those conforming to the requirements of subdivisions b and c of this sub-section.

b. When the size, construction and arrangement of the building conform to the following, one (1) exitway only from each story shall be required for buildings of Types I and II Construction or for Types I and II Construction as herein modified:

(1) The size of the building shall be limited by the following maximum restrictions:

Three (3) stories in height.

3000 square feet per story between exterior or fire walls.

Six (6) family units per story.

Twenty-five (25) persons per story.

(2) The minimum fire-resistive requirements shall be as follows:

Roof framing may be of wood provided the roofing is of fire-retardant material.

Main corridor partitions, partitions between apartment units and ceiling of top floor shall be of 1-hour fire-resistive construction.

Exterior and fire walls shall be of 2-hour fire-resistive construction, and shall be carried tight against the roof sheathing or roof slab.

Bearing walls and fire-proofing of columns and beams supporting bearing walls shall be of 2-hour fire-resistive construction.

Floor construction shall be of incombustible material with 1-hour fire rating.

(3) The exitway shall comply with the following:

Stairways shall be Class "B" as required for fire-resistive construction.

In buildings with more than two (2) apartments on the second or third floors, entrance to the stairway shall be through a corridor.

Doors to apartments shall be not more than twenty (20) feet from the doorway into the stairway.

There shall be no communication between the stairway and the first floor or basement.

c. One (1) exitway from each story shall be required for buildings of Types III and V Construction when the size, construction and arrangement conform to the following:

(1) the size of the building shall be limited by the following maximum restrictions:

Two (2) stories in height.

2500 square feet per story between exterior or fire walls.

Six (6) family units per story.

Twenty (20) persons per story.

(2) The minimum fire-resistive requirements shall be as follows:

Roofing shall be fire-retardant.

Partitions between apartment units, stairway enclosures, and second floor ceiling shall be of 1-hour fire-resistive construction.

Exterior and fire walls shall be of 2-hour fire-resistive construction and shall be carried tight against the roof sheathing.

(3) The exitway shall comply with the following:

Stairways shall be not less than Class "C."

In buildings with more than two (2) apartments on the second or third floors, entrance to the stairway shall be through a corridor.

The distance from the top riser of the stairs or from the corridor doors opening to the stairs where such doors are required, to the farthest jamb of any door opening into stairs or corridor, shall not exceed fifteen (15) feet.

There shall be no communication between the stairway and the first floor or basement.

POSTING OF ALLOWED CAPACITY

Sec. 2804. On each floor and in each section of every factory building there shall be posted the number of occupants to be permitted, as determined by this Code. Such posting shall also be mandatory whenever the number and capacity of exitways which have been provided for a stated number of occupants is less than the number and capacity which would be required if computed on a square foot basis.

UNIT OF WIDTH

Sec. 2805. The unit of width shall be 20 inches, except that in exitways less than $2\frac{1}{2}$ units wide the width of units and half units shall be as shown in the following Table 28-C. Credit as exitway width shall not be given for any fractional part of a unit other than one-half.

"TABLE 28-C"

	(Doorways and Stairs)	(Corridors)
1 Unit	24 inches	30 inches
$1\frac{1}{2}$ Units	32 inches	36 inches
2 Units	40 inches	44 inches
$2\frac{1}{2}$ Units	50 inches	50 inches
More than $2\frac{1}{2}$ Units—Add	ten (10) inches for each $\frac{1}{2}$ unit.	

Notes:—1. One unit is the minimum width of any exitway intended for use by more than six (6) persons as a second exit, if such second exit is required.

2. One and one-half units is the maximum credit allowed for a doorway having a single door, regardless of door width.

EXITWAY ILLUMINATION AND SIGNS

Sec. 2806. All exitways shall be properly illuminated, either naturally or artificially, during all periods of occupancy.

EXIT SIGNS

Sec. 2807. Exit signs shall be provided not only at all exits, but at other points in the building in such a manner as to clearly define the exitways. Exit lights shall be kept burning in the building during all periods of occupancy.

GENERAL REQUIREMENTS FOR STAIRWAYS

Sec. 2808. The requirements for stairs apply to all stairways except inter-communicating and similar stairways which do not constitute exitways, and which are so located and arranged as not to be subject to use as exitways. No provision of this section shall be construed as waiving the requirements for enclosures to prevent the spread of fire and smoke. For multi-story buildings, stairway requirements are non-cumulative.

All new stairways (including platforms, landings, etc., used in connection therewith) in buildings three (3) stories or more in height, and in all buildings of fire-resistive construction shall be of not less than Type IV, incombustible construction, throughout. Handrails are exempted from this requirement. Treads of stairs, risers and landing floors shall be unperforated. Wood stairs, permitted in Types III and V Construction, shall have the soffits protected by 1-hour fire-resistive ceiling construction. The space beneath the bottom run of stairs of combustible construction shall not be used for closets or like purposes.

There shall be no variation in width of treads and the height of risers in any flight. Variation in height of risers in adjacent flights shall not exceed $\frac{3}{16}$ inch. All treads less than 10 inches, as measured horizontally from the faces of risers, shall have a nosing or an effective projection of approximately 1-inch beyond the faces of the risers below.

Where, in the judgment of the Superintendent, material of stair treads and landings is such as to involve danger of slipping, non-slip material shall be provided.

No arrangement of treads known as winders shall be permitted in new stairways.

Stairways and their intermediate landings shall continue with no decrease in width along the direction of exit travel, except that existing stairs with decrease in width may be accepted, subject to the provision that the narrowest point shall determine

the rated width for all floors above that point, or, in the case of basements, below that point.

For classes of stairways and their requirements see Table 28-D.

STAIR ARRANGEMENT AND ACCESS

Sec. 2809. In buildings of non-fire-resistant construction, more than three (3) stories in height with roofs having a slope of less than one foot in four, at least one stairway shall ex-

tend through the roof. In buildings more than four (4) stories high, having three (3) or more required stairways, at least two (2) shall extend through the roof or shall be connected by a corridor in the top story.

Where roofs are used for roof gardens or similar occupancies, stairways shall be provided in compliance with requirements of other parts of the building. Class "C" stairs may be used for access to unoccupied roofs.

TABLE 28-9

CLASSES OF STAIRWAYS

CLASS	Minimum Clear Width in Inches	Sum of 1 Riser and 1 Tread in Inches	Angle of Stairs in Degrees	Comparable Slope in Inches per Foot	Required Handrails	Maximum Vertical Distance Between Landings
A	2 Units (40")	17½ to 18	30 to 33	6 15/16 to 7 25/32	Both sides	8 feet
B	2 Units (40")	17½	33 to 38	7 25/32 to 9 ¾	Both sides	12 feet
C	1½ Units (32")	17½	33 to 38	7 25/32 to 9 ¾	One side	12 feet
		17	38 to 40	9 ¾ to 10 1/16	One side	12 feet
D	1 Unit (24")	17½	33 to 38	7 25/32 to 9 ¾	One side	12 feet
		17	38 to 42	9 ¾ to 10 25/32	One side	12 feet

- Notes:—1. Intermediate landings on straight run stairs shall have a minimum width of 42 inches in the direction of run.
 2. No flight with less than three (3) risers shall be used except as may be permitted for theater balconies.
 3. For Class "A" stairways the walls at the outer corners of landings shall be curved on a radius of at least two (2) feet or shall have a 45-degree splay not less than twenty (20) inches wide.
 4. Swinging doors only shall be permitted on Class "A", "B", "C", and "D" stairways.

Unless otherwise permitted by the requirements for individual occupancies, all stairways shall lead to a thoroughfare directly or by way of a court, not less than $2\frac{1}{2}$ units in width or at least equal to the aggregate widths of all the exits discharging through it, except that where two or more exits discharge through such court, the required court width to serve such exits may be reduced $\frac{1}{2}$ unit for each twenty (20) feet of distance between such exits.

Where stairways discharge through fire-resistive passages, such passages shall be not less than eight (8) feet in height. Where there is communication between the passage and the street floor, all such openings shall be protected by not less than Class "B" fire doors.

All exits to stairways shall be so located that they are readily accessible and visible. All stairways which may be used for exit purposes shall be so arranged as to make clear the direction of egress to a thoroughfare.

HANDRAILS AND RAILINGS

Sec. 2810. All stairways shall have well-secured handrails as required by Table 28-D. The clear distance between handrail and wall or other obstruction shall be not less than two (2) inches. Stair wells exceeding fifteen (15) inches in width shall be protected by well balustrades or guards not less than four (4) feet high when measured vertically from the face of the riser. Wide stairways shall be provided with one or more continuous intermediate handrails substantially supported; the number and positions of intermediate handrails to be such that there will be not more than $2\frac{1}{2}$ units of width between adjacent handrails. Upon approval by the Superintendent, this distance between intermediate handrails may be increased, but no exitway credit shall be allowed for such increase in width.

HORIZONTAL EXITS

Sec. 2811. Horizontal exits consisting of one or more protected openings through or around a fire wall or a fire partition or one or more bridges connecting two buildings may constitute fifty (50) per cent of the exitway

capacity. Fire partitions used to provide a horizontal exitway shall be at least equivalent in fire resistance to the type of stairway enclosure required for the building, and in any case, at least equivalent to 2-hour fire-resistive construction. Every fire section for which credit is allowed in connection with a horizontal exit shall also have at least one other exitway.

Construction and arrangement shall be such that the exitway from each possible area of refuge cannot be obstructed by the same smoke or fire which may involve the area from which refuge is taken. Every horizontal exit for which credit is given shall be so arranged that there are continuously available paths of travel leading from each side of the horizontal exits to exitways leading to the street.

Doors leading to horizontal exits shall be kept unlocked and unobstructed whenever premises are occupied on either side of the exit.

Except as permitted for door sills at bridges, no stairs or steps shall be used in a horizontal exit in a new building. Ramps are permitted where a difference exists in levels between connected floor areas.

New bridges and balconies shall have a minimum width of two (2) units. Completely enclosed bridges shall be level with the floor. When a bridge or balcony is not completely enclosed, the level of the bridge floor shall be one step (approximately $7\frac{1}{2}$ inches) below the building floor.

All wall openings, in both of the connected buildings, any part of which is within ten (10) feet of any bridge as measured horizontally or below shall be protected by standard fire doors or metal framed wired glass windows; provided, however, that where bridges have solid sides not less than six (6) feet in height, such protection of walls openings may be omitted.

Bridges which are not fully enclosed shall be provided with sides not less than five (5) feet high, which may be solid, slatted, grilled or screened construction, but no openings shall be

greater than four (4) inches in one dimension.

Balconies leading around fire walls or fire exit partitions shall have an unobstructed length and width of not less than the required exit width of the exit doors which they serve.

All bridges and balconies shall be of incombustible construction, and all floors shall be solid.

DOORS

Sec. 2812. All doors used in connection with exitways shall be substantially constructed and installed in a workmanlike manner, be fitted with reliable hardware, and shall swing with the exit travel. Doors from individual rooms to corridors need not swing with the exit travel except: (a) where a room is used for purpose of assembly; (b) where a room is occupied by fifty (50) or more persons or (c) where a room contains any hazardous occupancy.

Doors which lead into the path of travel from other areas shall be so located that they do not encroach upon the required width of such path of travel at any point during their swing. Every door to a stairway shall open onto a landing at least as wide as the door.

All doors used in connection with exits shall be so arranged as to be always readily opened from the side from which egress is made. Locks, if provided, shall not require keys to operate from the inside, except as permitted for buildings of Occupancy Classification C-1, where restraint of the occupants is necessary. In such cases (requiring restraint), a reliable means for rapid release shall be provided by remote control of locks, or by other means equally satisfactory to the Superintendent. The dependability of the method used shall be assured by frequent inspection and proper maintenance.

All exit doors for Occupancy Classifications A-1, A-2, A-3, A-4, B, D1, D-2 and G shall be operated by bars or other panic hardware devices approved by the Superintendent. No lock or other device which prevents egress shall be permitted to be used on such

doors during any period of occupancy.

The unit widths are defined in Sec. 2805. No single door shall be less than one (1) unit in width nor more than two (2) units in width. Each separate opening shall constitute a doorway. Doorways constituting exits from stairways shall be equal in width to the stairways which they serve. Exit doors (except exterior doors) shall have a fire-resistive rating equal to that required for the partition or wall in which they are installed.

REVOLVING DOORS

Sec. 2813. Revolving doors shall not be used on required exits except that approved collapsible revolving doors may be so used between street floor and street (but not as exits from stairways) for Occupancy Classifications C-2, D-3 and D-4. Except as otherwise provided in this section, revolving doors shall not constitute more than fifty (50) per cent of the required exit width. The clear width of the opening when the doors are in a collapsed position shall be used in determining the number of units of width to be allowed for each revolving door. At any location, the number of units of revolving door width shall not exceed the number of units of swinging door width within twenty (20) feet of such revolving doors.

Doors with a minimum diameter of 6 feet may be used to provide the total required width of exits when such doors serve a ground floor area only and when the occupancy is 75 persons or less in buildings of Types I and II Construction and 50 or less in buildings of other types of construction.

The aggregate capacity of corridors or aisles leading to any exit shall be at least equal to the capacity of the exit. (See Table 28-C).

RAMPS

Sec. 2815. Ramps may be used in place of stairs in required exitways. The maximum pitch of ramps shall be 16 2/3% (2 inches per foot). Ramps steeper than 10% shall have non-slip surface. Ramp arrangement, construction, enclosures, doorways, unit widths and vertical distance between landings

shall conform to the requirements for stairs for the same occupancy. Vehicular ramps shall not be permitted as exitways for pedestrians. Ramps having a slope of more than 12½% shall be provided with handrails as required for stairways. Easements at top and bottom of ramps shall be not less than 4 inches in length for each degree of slope.

ELEVATORS

Sec. 2816. Elevators shall not be included in the calculations for required exitways.

ESCALATORS

Sec. 2817. In buildings of any classification having one or more stairways conforming to the requirements of this Code for exitways, escalators normally operating in the direction of exit, or operating in the opposite direction if equipped at the head of each flight with a device for stopping all flights simultaneously, may be used as required exitways. All escalators for which credit is given shall be of the horizontal tread type, shall have a vertical travel of not more than one floor between landings, shall be provided with enclosures and directional signs and shall meet all other requirements for stairways. Barricades not readily removable in case of fire or panic shall be prohibited during all periods of occupancy.

SPECIAL REQUIREMENTS FOR GROUP "A" OCCUPANCIES

Sec. 2818. (a) Seats. In places of assembly in which seats in rows are provided, except in churches and other places for religious assembly, stadiums, and reviewing stands, individual seats shall be provided for the persons congregating therein.

The width of seat allotted for each person shall be not less than nineteen (19) inches.

Seats in rows, whether fixed or movable, shall, except in boxes or loges not exceeding sixty (60) square feet in area, be not less than thirty (30) inches apart from back to back measured in a horizontal direction.

When individual fixed seats are provided, no seat shall have more than

six (6) seats intervening between it and an aisle, provided that, if the seating consists of fixed chairs with self-raising seats so spaced that when the seats are raised there is an unobstructed space of not less than eighteen (18) inches horizontal projection between the rows of seats and doorways leading directly to exit corridors are provided not more than five (5) feet apart along the sides of the auditorium, the number of seats in a row shall not be limited.

In boxes or loges not exceeding sixty (60) square feet in area, and in other locations where loose chairs are permitted, not more than one chair shall be provided for each six (6) square feet of floor space.

(b) Aisles. Every aisle shall lead to an exit door or to a cross-aisle, that is, an aisle running parallel with the seat rows and leading to an exit door.

Aisles, cross-aisles and corridors shall be of uniform width at least equal to the minimum width required for exits in this Code but in no case shall the width of an aisle or cross-aisle be less than the width of the widest aisle, cross-aisle or exit which it serves. No aisle shall be less in width than 36 inches, plus an increase of 1½ inches for each 5 feet of length of such aisle, i.e., from its beginning to an exit door or to a cross-aisle or between cross-aisles, except that when there is egress at each end of said aisle the increase of width shall be at the rate of ¾ inch for each 5 feet. Aisles with seats on one side only may be 6 inches less in width and, when not to exceed 60 seats are served by such an aisle, the minimum width shall be 30 inches. A cross-aisle shall be not less than 3 feet 6 inches wide and shall lead to an exit. A cross-aisle bordering on a means of entrance shall be not less than 4 feet wide.

In all balconies and galleries having more than twenty (20) rows of seats, there shall be provided a cross-aisle not less than four (4) feet wide leading directly to an exit, provided that there shall in no case be a difference of level exceeding eleven (11) feet between lowest or highest seat platform and cross-aisle or between intermediate cross-aisles.

Steps shall not be placed in aisles unless the gradient would exceed one (1) foot rise in ten (10) feet run. Steps, when necessary, shall be grouped and, so far as practicable, isolated steps shall be avoided. Such steps shall extend across the full width of the aisles and shall be illuminated; treads and risers shall conform to the requirements of this Chapter for exit stairs.

Aisles shall be used only for passage to and from seats and shall be kept unobstructed at all times.

(c) **Railings.** The facias of boxes, balconies and galleries shall have substantial metal railings not less than twenty-six (26) inches high above the floor. The railings at the ends of aisles extending to the facia shall be not less than thirty (30) inches high for the width of the aisles or thirty-six (36) inches high, if at foot of steps.

Cross-aisles, except where the backs of seats on the front of the aisle project twenty-four (24) inches or more above the floor of the aisles, shall be provided with railings not less than twenty-six (26) inches high.

In balconies, galleries or other locations where seats are arranged on platforms or successive tiers and the height of rise from one platform to another below and in front of it exceeds twenty-one (21) inches, a substantial railing not less than thirty (30) inches high shall be placed at the edge of the platform along the entire row of seats.

For unenclosed places of assembly such as grandstands, stadiums, and reviewing stands, fixed seats between aisles shall not be limited but the required widths of the aisles shall be increased one-eighth ($\frac{1}{8}$) inch for each additional seat in any one row above the minimum number fixed in this section for other places of assembly.

(d) **Dressing Rooms.** Dressing rooms shall have exits independent of the auditorium exits.

Each enclosure for motion picture projectors shall have at least two (2) exit doors, each not less than thirty (30) inches wide and six (6) feet high,

protected by approved self-closing fire doors.

(e) **Exit Courts.** All exits of assembly occupancies not opening directly upon a thoroughfare shall be accommodated or served by an exit court consisting of a space open to the sky or a corridor of Type I, fire-proof construction. Such exit court shall be not less than five (5) feet in width, but in no case of less width than required for exitways in Sec. 2809. Such exit court shall extend to a thoroughfare or shall be connected to the thoroughfare by a corridor of the same required width not less than eight (8) feet in height, of Type I, fire-proof construction. Where enclosed corridors are used, they shall be vented to outer air by wire mesh grilles with ventilating area at least fifty (50) per cent of the required door opening of such exit corridor. Slope of courts or passages shall not exceed one (1) in ten (10). All door openings into courts or corridors shall be arranged so as not to decrease the required clear width of court when open. Where an exit passage extends through the stage portion of a place of assembly, there shall be no openings between such stage portion and the exit court.

(f) **Waiting Space.** In theatres and other places of assembly where persons are admitted to the building at times when seats are not available for them and are allowed to wait in a lobby or similar space until seats are available, such use of lobby or similar space shall not encroach upon the required clear width of exitways. Such waiting shall be restricted to areas separated from the required exitways by substantial permanent partitions or rigid railings not less than forty-two (42) inches high. Exits shall be provided for such waiting spaces on the basis of one (1) person for each three (3) square feet of waiting space area. Such exits shall be in addition to the exits specified for the main auditorium area and shall conform in construction and arrangement to the general rules for exits given in this section.

(g) **Required Access.** Buildings and rooms for assembly shall have ample and unrestricted access to public thoroughfares on one or more sides.

Assembly halls, theatres and places of recreation and amusement having a capacity of 1000 or more persons shall have access to two ways and, if of a capacity of 2000 or more persons, both of such ways shall be public ways or open yards to public ways.

(h) **Balcony Exitway.** The principal exitways from any balcony or gallery shall be so located that it will be necessary to ascend not more than 10 feet or descend not more than 6 feet to reach an exit door leading to the stair or an area of refuge. Where exitways to serve this purpose are required on more than one level they shall be placed at vertical distances of not more than 12 feet apart.

(i) **Stairways.** Stairways from balconies, galleries, boxes or loges, discharging through a public lobby shall discharge in a direction parallel to and with the exit travel from the main assembly floor or shall have a rail separating the lines of travel.

Not more than two-thirds of the total exit capacity from any place of public assembly or from any balcony or tier thereof shall be through a single public lobby.

EXISTING CONSTRUCTION

Sec. 2819. The intent of the requirements of this Chapter is to provide adequate means of evacuating all of the occupants of each and every building or structure or part thereof with complete safety in case of fire or panic.

The standards for exitways as enumerated in Sections 2801 to 2818, inclusive of this Chapter, are intended to provide such safety. Where, in existing construction for which a change of occupancy is proposed, (a) the type of construction is superior to the minimum standards required for the intended class of occupancy, (b) the number of occupants will be considerably less than the minimum number for which the exitway requirements have been established or (c) the class of occupancy is such as to create a lesser degree of hazard than would ordinarily exist in buildings of the same occupancy classification, the Board of Standards and Appeals shall be the

sole judge of the extent to which undue hardship would be incurred by reason of the enforcement in full of all the requirements of Sec. 2801 to Sec. 2818, inclusive, applying to new construction, and shall modify such requirements as they may apply to construction in existence at the time of application for a permit or a certificate of occupancy.

In the case of permitting exitways which do not comply fully with all of the requirements of Sec. 2801 to Sec. 2818, inclusive, the Board of Standards and Appeals, at its discretion, may prescribe additional restrictions, either in regard to exitways, occupancy or type of construction, in order to assure compliance in full with the intent of this Code.

OUTSIDE FIRE ESCAPES

Sec. 2820. (a) **When Required:** Whenever in the opinion of the Superintendent the exit facilities of an existing building do not conform to the requirements for occupancy, he shall have the authority to require installation of outside fire escapes.

(b) **Location:** Every fire escape shall be located on the building so as to provide the best means of escape therefrom and as remote as practicable from other means of exit. When there is safe egress from the roof of the building to any adjoining structure and the pitch of the roof does not exceed twenty degrees, the fire escape stairway shall continue to the roof.

(c) **Plans:** Plans in duplicate shall be furnished showing layout of the various floors, elevation of the fire escape side of the building, location and details of the fire escape, and location, dimensions and fire protection of doors and windows.

CONSTRUCTION

Sec. 2821. (a) **General:** Outside fire escapes shall be constructed of incombustible materials and shall be designed to carry a uniform live load of not less than one hundred pounds per square foot of all landings and balconies and of the horizontal projection of all stairways. The minimum thickness of members, except rolled structural shapes other than angles, shall

be one-quarter inch and the minimum diameter of rivets and bolts shall be five-sixteenths inch.

(b) **Requirements for Design:** The width of all stairs shall be 24" between railings, and all balconies and railings shall be at least as wide as the stairs. For buildings exceeding three (3) stories in height or having an occupancy of fifty (50) persons, the width of the stairs, balconies and landings shall be that approved by the Superintendent to provide safe and adequate means of escape in case of fire or panic.

Risers shall not exceed 8" in height and treads shall not be less than 7" in width. The angle of the stairs shall not exceed 45 degrees unless conditions will not permit, in which case the Superintendent may approve an angle up to 60 degrees. The width, rise, and construction of a fire escape for any building used for "B" or "C-1" Occupancy shall be as approved by the Board of Standards and Appeals.

(c) **Counterbalanced Stairs:** The bottom run of stairs, unless fixed to the ground, shall be raised above the ground when not in use and counterbalanced by means of cast iron weights on a beam or on an extension of the stringers. When conditions will not permit the above methods, the Superintendent may approve the use of cast iron weights suspended on non-corrodible or galvanized chain of sufficient strength to carry the load, and not less than one-quarter inch, over malleable iron pulleys, with a heavy structural basket securely fastened to the wall of the building with through bolts in such a manner as to safely sustain the weights when the counterbalanced section is in the up position.

(d) **Railings:** On exposed sides of all stairs, landings and balconies, rigid railings shall be provided not less than three feet in height constructed with top and bottom angle rail, angle posts not less than $1\frac{3}{4}$ " x $1\frac{3}{4}$ " x $\frac{1}{4}$ " spaced not to exceed seven feet on center and balusters spaced not to exceed six inches on center, except that railings for counterbalanced stairs may be a single angle or pipe rail without balusters. For buildings exceeding three stories in height or buildings occupied

by fifty or more persons, the height and design of the railings shall be as approved by the Superintendent and shall be such as to provide safe egress under the conditions prevailing.

(e) **Supports:**

(1) **Masonry Walls:** Masonry walls supporting fire escapes shall be of sufficient thickness and stability to safely carry the dead and live loads. The connecting bolts shall be not less than seven-eighths of an inch diameter and shall pass through the masonry to a plate washer not less than 6" x 6" x $\frac{3}{8}$ " and nut. If the masonry wall is inadequate to support the fire escape it shall be supported as required for frame walls.

(2) **Frame and Veneered Walls:** Fire escapes for buildings of frame or veneered frame walls shall be supported from the ground with steel columns on proper footers and shall be attached to the building with through bolts.

(f) **Clearance:**

(1) **Over Sidewalks:** The distance from the ground to the underside of the counterbalanced section in the up position shall be not less than ten feet and to the lowest part of the supporting brackets shall be not less than eight feet and no part of the fire escape over a sidewalk shall project from the building more than to a point six inches inside the curb line.

(2) **Over Streets and Alleys:** The distance from the ground to the lowest part of any fire escape shall be not less than fourteen feet four inches.

(g) **Painting:** All fire escapes shall receive two (2) coats of rust-resisting paint, one coat to be applied in the shop and the second to be applied after erection.

ACCESS

Sec. 2822. Sufficient facilities shall be provided for full and safe access to fire escapes, and the Superintendent shall have authority to require that adequate aisles, corridors and fire escape exit lights and marking be provided and maintained so as to afford safe and convenient access from any portion of the various floors.

EGRESS

Sec. 2823. (a) Egress from buildings to fire escapes shall be by means of a door, except that for buildings of Group "C-2" Occupancy where the means of egress is from one apartment and used only by the occupants of that apartment or for buildings of three (3) stories or less in height and of minor occupancy, the Superintendent may approve the use of windows as means of egress.

(b) Doors leading to fire escapes shall be self-closing doors with sills at floor level and shall swing out in a manner as not to obstruct the fire escapes.

(c) Windows leading to fire escapes shall have openings large enough to provide safe and adequate means of egress with sills not over thirty (30) inches above inside floor level.

(d) Where required by this Code, doors shall be equipped with panic hardware, otherwise doors and windows shall be equipped with locks readily opened from the inside without the use of a key.

(e) The height of egress door or window sills above the fire escape balcony platform or landing shall not exceed eight (8) inches.

FIRE PROTECTION

Sec. 2824. (a) Doors: Doorways leading to fire escapes shall be provided with Class "C" fire doors and frames.

(b) Windows: All windows opening upon, over, under or within ten (10) feet laterally of the fire escape shall have metal frames and sash and shall be glazed with wire glass except as follows:

- (1) Windows over a fire escape where the vertical distance

from the window sill to the tread of the fire escape is more than six (6) feet need not be protected.

- (2) Windows under a fire escape where the window is more than one full story below the nearest part of the fire escape need not be protected.

- (3) Windows in buildings three stories or less in height and having an occupancy not exceeding twenty-five persons may have wire glass installed in existing frames and sash. No single light of wire glass shall exceed in area seven hundred and twenty square inches.

MAINTENANCE

Sec. 2825. All fire escapes shall be maintained structurally safe, properly painted and kept clear of all obstructions.

CHAPTER 29

FIRE DOORS AND WINDOWS AND SKYLIGHTS

DOORS AND WINDOWS

Sec. 2901. Fire doors where required shall be self-closing if kept normally closed; if not kept normally closed, doors shall be arranged to close automatically with the fusing of an approved heat actuated device. For acceptable types, construction, method of hanging and hardware for fire doors, see recommendations of the National Board of Fire Underwriters as referred to in Section 302 (a)—10 (d). For acceptable fire-resistive windows, see recommendations of the National Board of Fire Underwriters as referred to in Section 302 (a)—10 (d).

SKYLIGHTS

Sec. 2902. All skylights constructed of metal frames shall be substantially built with interlocking seams. Frames for skylights shall be designed to carry loads as required for roofs.

When wire glass is required for skylights the size shall not exceed 720 sq. in. in area or 48 inches in any dimension in any one panel. All glass in sky-

lights shall be wire glass, except that skylights over vertical shafts extending through 2 or more stories shall be glazed with plain glass as specified in this Section: provided that wire glass may be used if ventilation equal to not less than one-eighth the cross sectional area of the shaft but never less than 4 sq. ft. is provided at the top of the shaft.

Any glass other than wire glass shall be protected above and below with a screen constructed of substantial wire and having a mesh not larger than 1 inch. The screen shall be substantially supported below the glass.

Skylights installed for the use of photographers may be constructed of metal frames and plain glass without wire netting.

Ordinary glass may be used in the roofs and skylights for greenhouses. The use of wood in the frames of skylights may be permitted in greenhouses in Fire Zone No. II and Zone III.

Glass placed in floors and used for the transmission of light shall be supported by metal or reinforced concrete frames and such glass shall be not less than $\frac{1}{2}$ inch in thickness. Any such glass over 16 sq. in. in area shall have wire mesh or shall be provided with a wire screen underneath as specified for skylights. All portions of such floor lights shall be of the same strength as is required by this Code for floor construction, except that where the floor is surrounded by a railing not less than 42 inches in height the construction shall be calculated for not less than skylight loads.

Glass lights shall not be used in sidewalks.

CHAPTER 30

PENTHOUSES, ROOF STRUCTURES AND TOWERS

PENTHOUSES AND ROOF STRUCTURES

Sec. 3001. If the aggregate area of all penthouses and other roof structures exceed 50 per cent of the gross area of the building they shall be considered as an additional story.

Walls of roof structures shall be constructed as specified in Types of Construction, Chapters 15 to 20, inclusive, and as set forth in Table 14-A. Any such walls parallel to and within 5 feet of the exterior wall of the building shall project 2 feet above the roof of the roof structure and 2 feet beyond the sides of such roof structure except that the side projection may be omitted when the adjoining side walls of the roof structure are of masonry. The restrictions of this paragraph shall not prohibit the placing of wood flag poles or similar structures on the roof of any building.

TOWERS AND SPIRES

Sec. 3002. Towers or spires when enclosed shall have exterior walls as required for the building to which they are attached. Towers not enclosed and which extend more than 75 feet above grade shall have their framework constructed of incombustible materials throughout. No tower or spire shall occupy more than one-fourth of the street frontage of any building to which it is attached and in no case shall the base area exceed 1600 sq. ft. unless it conforms entirely to the construction requirements of the building to which it is attached and is limited in height as a main part of the building. The requirements for the roof covering of spires shall be the same as for the main roof of the structure.

Skeleton towers used as radio masts and placed on the roof of any building shall be constructed entirely of incombustible materials when more than 25 feet in height and shall be directly supported on an incombustible framework. Such towers shall be designed to withstand a wind load from any direction as specified in Section 2107 in addition to any other loads. Cooling towers may be constructed entirely of wood.

(See restrictions for Fire Zones, Chapter 13).

CHAPTER 31

CHIMNEYS, FLUES AND VENTS CHIMNEYS AND SMOKESTACKS

Sec. 3101. (a) Chimneys and metal

smokestacks shall be constructed and maintained, under all conditions, in accordance with recognized safe engineering practice, so as to insure public safety and provide adequate fire resistance. The clearance above other structures shall be such as to eliminate danger of fire, flames, soot nuisance or gases carried by such chimneys. If any chimney or smokestack is not built in accordance with safe practice, it shall be made safe or rebuilt.

FLUES

(b) Smoke flues for low heat appliances, as classified under the Building Code of National Board of Fire Underwriters, other than for dwellings and other than gas appliances and incinerators elsewhere provided for in this chapter, shall have masonry walls not less than 8 inches thick, in accordance with the Code of the National Board of Fire Underwriters, or of other suitable material referred to in Rules and Regulations. In dwellings and buildings with like heating requirements the thickness of the chimney walls may be reduced to not less than 3 $\frac{3}{4}$ inches. Flues hereafter erected, altered or repaired, shall be lined with a flue lining conforming to the requirements of this Section. Parging mortar instead of flue linings shall not be permitted.

FLUE LININGS

(c) Flue linings shall be made of materials as approved by the National Board of Fire Underwriters and shall be built ahead of the construction of the chimney as it is carried up, carefully bedded one on the other in mortar as hereinafter specified with close fitting joints left smooth on the inside.

Flue linings shall start from a point not less than 8 inches below the intake, or, in the case of fireplaces, from the throat of the fireplace. Flue linings shall be extended at least 3 inches above the top or cap of the chimney.

Cleanouts shall be provided at base of flues and fireplaces and shall be equipped with cast iron doors and frames arranged to remain tightly closed when not in use. Only approved

cold setting high temperature mortar shall be used in setting flue linings. Every fireplace shall have a smoke chamber.

When two or more flues are contained in the same chimney, at least every third flue shall be separated by masonry at least 3 $\frac{3}{4}$ inches thick bonded into the masonry wall of the chimney. Where flue linings are not so separated, the joints of adjacent flue linings shall be staggered at least 7 inches.

FLUES REQUIRED

Sec. 3102. (a) In general, heating apparatus and heat producing appliances, including: (1) all incinerators; (2) all appliances which may be readily converted to the use of solid or liquid fuel; (3) all boilers and furnaces; and (4) certain other appliances which produce flue gas temperatures in excess of 550 degrees F., and any other appliance that may produce injurious gas, shall be connected to a lined chimney or metal smokestack through a proper flue or hood and flue.

(b) Every fireplace burning solid or liquid fuel shall have an independent flue.

(c) Other heat appliances, as allowed by the National Board of Fire Underwriters, shall be connected to approved vent piping of non-combustible, corrosion-resistant material of adequate strength and heating value and having bell and spigot or other acceptable joints.

RAISING ADJOINING CHIMNEYS

Sec. 3103. Whenever a building is hereafter erected, enlarged or raised, so that a wall along a lot line or within 3 feet thereof extends above the top of a chimney or smoke flue of adjoining existing buildings, if such chimneys or smoke flues are within 10 feet of any portion of new wall which extends above these chimneys or flues, the owner of the new work shall, at his own expense, when directed to do so by the Superintendent, make these adjoining chimneys or flues conform to all regulations mentioned in the first paragraph of this chapter.

It shall be the duty of the owner of the building to be erected, enlarged or raised, to notify, in writing, at least 10 days before the work is started, the owners of adjacent buildings affected of his intention to make such alterations.

Constructions: In no case shall the internal area of an extended flue be less than that of the existing flue unless a forced draft method is approved.

USE OF FLUES

Sec. 3104. It shall be unlawful to use as a smoke flue, a flue hereafter constructed in a building or a flue now existing which is not already used as a smoke flue, unless it conforms to the requirements of this code.

OBSTRUCTION TO DRAFT

Sec. 3105. Chimneys and smoke-stacks shall extend at least 3 feet above flat roofs and not less than 2 feet above the ridge of gable or hip roofs or the high point of mansard roofs, irrespective of the distance of the chimney from such obstructions to draft, except that when an adjoining roof is more than 10 feet higher than the roof of the building being erected, enlarged or raised, chimneys shall be erected to a specified height as directed by the Superintendent.

CHIMNEY CONSTRUCTION

Sec. 3106. Chimneys shall be built upon a fireproof foundation of either masonry, reinforced concrete or fireproof steel, and shall carry no load except its own weight. Such load shall be transmitted to the foundation in such a manner as to present the shearing or falling off of any part of the chimney. The bottom of the footing for any exterior chimney shall be at least 42 inches below finished grade.

Flues shall be built as nearly vertical as possible and in no case at an angle greater than 30 degrees from the vertical.

No flue shall have smoke pipe connection in more than one story of a building unless provision is made for effectively closing smoke pipe openings with devices made of incombustible materials whenever their use is discontinued temporarily or completely

closing them with masonry when discontinued permanently.

Nothing in this section shall prohibit the joining of two or more smoke pipes for a single flue connection nor the venting of an automatic gas appliance to a flue serving appliances using other fuel, provided that in every case the smoke pipes and flues are of sufficient size to serve all the appliances thus connected and provided that, except for vent pipes for gas appliances, the various smoke pipes shall be constructed to comply with the severest requirements for any of those connected.

METAL

Sec. 3107. **Construction:** Metal smoke-stacks, unless structurally self-supporting, shall be guyed securely or firmly anchored to or otherwise supported by the buildings. All metal work shall be painted with approved paint. Clean-out openings shall be provided at the base of every stack. Stacks shall be supported on masonry foundations. The designed soil pressure shall not exceed two-thirds the actual allowable soil pressure. Except when deemed unnecessary by the Superintendent, stacks shall extend to a height of not less than 10 feet above the high point of any roof within 25 feet.

Exterior Stacks: Every stack or part thereof, hereafter erected on the exterior of a building shall have a clearance from frame walls of not less than 24 inches and not less than 4 inches from walls of other types of construction. No stack shall be nearer than 24 inches in any direction from a wall opening, exit or fire-escape.

Interior Stacks: Every such stack or part thereof hereafter erected within a building other than a one-story building shall be enclosed above the story in which the appliance served is located in walls of fire-resistive construction. Where such stack passes through a roof constructed of combustible materials it shall be guarded by an iron collar extending flush below and 2 inches above such roof construction. Such collar shall be of a size to provide a clearance on all sides of the stack of not less than 18 inches with

2 inch air space between hood and top of collar; the air space shall be vented.

Stacks of low temperature may have a clearance of not less than 6 inches.

SIZES

Sec. 3108. The cross sectional areas of smoke flues shall be designed and proportioned to meet the conditions of temperatures within and without the flue, thickness of masonry, exposure, shape and material of a flue and other influences. For solid or liquid fuel they shall be not less than 70 sq. in. inside dimension for warm air, hot water and low pressure steam heating appliances; not less than 32 sq. in. for ordinary stoves, ranges and room heaters; not less than 28 sq. in. for small special stoves and heaters; not less than 50 sq. in. for fireplaces, but at least one-twelfth of the fireplace opening.

The cross sectional area of flues and vents for gas burning appliances shall be not less than 1 sq. in. per 7500 hourly B.T.U. input and in no case shall this section be less than 3 inches in diameter. Flues and vents shall have cross sectional areas at least equal to the aggregate areas of the vents of the appliances connected to them.

TESTS

Sec. 3109. All flues to which large ranges, heating furnaces, boilers, gas water heaters or fireplaces are to be connected shall be subjected to a smoke test when required by the Superintendent.

SMOKE PIPES AND THIMBLES

Sec. 3110. All smoke pipes shall be as short and straight as possible. Smoke pipes for furnaces, boilers or apparatus burning solid or liquid fuel shall be constructed of metal of not less than 24 U. S. gauge or of masonry or other incombustible materials and shall fit tightly into the chimney. Smoke pipes shall enter chimneys through an airtight fire clay or metal thimble or a flue-ring of masonry. The top of smoke pipe intakes shall be set not less than 18 inches below sheet metal ceilings, wood lath and plaster or exposed wood framing. Neither the

intake pipe nor the thimble shall project into the flue area. No woodwork shall be placed within 12 inches of the thimble. When a smoke pipe enters a chimney breast through a partition the thimble shall be kept 12 inches clear of all woodwork.

FIREPLACES AND HEARTHES

Sec. 3111. (a) The back and sides of fireplaces hereafter erected shall be of masonry or reinforced concrete not less than 8 inches in thickness. In addition to this required thickness, a lining of fire brick at least 2 inches thick or equivalent shall be provided, unless the total thickness is 12 inches.

(b) Fireplaces shall have hearths of brick, stone, tile or other non-combustible material supported on a fire-proof slab or masonry trimmer arches. Such hearths shall extend at least 20 inches outside of the chimney breast and at least 8 inches beyond each side of the fireplace opening along the chimney breast.

(c) Wooden forms or centering used in the construction of that part of the supporting construction which is below the hearth shall be removed when the supporting construction of the hearth is completed.

(d) Spaces between the chimney and joists, beams or girders or any combustible material shall be firestopped by filling with fire-resistant material.

SAFE PRACTICES

Sec. 3112. The materials and method of construction for fireplaces and hearths, and for chimneys and smokestacks, the classification of heating apparatus and cook stoves and the requirements for their installation and clearances to combustible materials shall conform to recognized safe engineering practice and, unless otherwise specified in this code, the latest edition of the National Board of Fire Underwriters Building Code shall be considered as a guide to safe practice.

COMMERCIAL AND INDUSTRIAL CHIMNEYS AND SMOKESTACKS

Sec. 3113. Commercial and Industrial Chimneys and Smokestacks, (Sections 3113 to 3128, inclusive), shall be those serving:

(a) Any heating unit in any building except one and two family dwellings.

(b) Any units of a manufacturing establishment regardless of the temperature of the gases or nature thereof.

(c) Any units used for the disposal of waste matter, garbage, refuse or animal, regardless of the temperature or nature of the gases

SIZE

Sec. 3114. (a) Cross-sectional area: The minimum interior cross-sectional area shall be adequate to efficiently handle the volume of waste or combustion gases produced by the various units it serves, either singly or combined, at the temperature of the gases produced by the various units.

(b) Height: The height shall be the sum of the effective height (distance from bottom of the flue opening to the top) plus the distance from the top of the foundation to the bottom of the flue opening. It shall be such as to provide:

1. Sufficient and adequate draft for any heating and/or process unit served to produce efficient operation.
2. The discharge of fumes and/or gases of noxious and/or obnoxious nature at such an elevation that sufficient dispersion is obtained to eliminate injury to life property and vegetation but must be at least 50 feet above the top of any building within a radius of 300 feet.

DESIGN

Sec. 3115. The exterior column shall be of such thickness and diameter at its various elevations to adequately sustain its own dead weight and any other imposed dead weights plus the load resulting from the effect of wind applicable to the shaft height and diameter, as determined by the appropriate formula set forth under Wind Loads, to comply with stress requirements.

LOADS

Sec. 3116. (a) Dead Loads:

- (1) Weight of solid brick work and fire brick work-----
-----130 lbs. per cu. ft.
- (2) Weight of perforated radial brick work---120 lbs. per cu. ft.
- (3) Weight of metal plate and structure members, castings, etc. — (According to manufacturer's published handbook.)
- (4) Weight of reinforced concrete -----150 lbs. per cu. ft.

(b) Wind Loads: All chimneys and smokestacks shall fall into one of three classes according to shape of external cross section, to wit, square, octagonal, or round. The wind load per square foot of projected vertical elevation of exposed surface on the windward side for each class shall be determined by the following formulae:

- (1) For square cross sections:

Formula	Allowable Minimum Load
$W = 20 \text{ plus } H$	30 lbs. per sq. ft.
25	

- (2) For octagonal cross sections:

Formula	Allowable Minimum Load
$W = 17 \text{ plus } H$	27 lbs. per sq. ft.
25	

- (3) For round brick cross sections:

Formula	Allowable Minimum Load
$W = 15 \text{ plus } H$	25 lbs. per sq. ft.
25	

- (4) For round reinforced concrete cross sections:

Formula	Allowable Minimum Load
$W = 15 \text{ plus } H$	22½ lbs. per sq. ft.
40	

Notation: W=Wind Load
H=Height

In no case shall less than the minimum allowable load be used and for chimneys seven (7) feet or less in diameter five (5) pounds per square foot shall be added to the load secured by the use of the respective formula for each 100 feet of height or fraction thereof in excess of the height producing the minimum respec-

tive allowable load.

ALLOWABLE STRESSES

Sec. 3117. (a) Metal Smokestacks: 20% less than the tensile and compressive allowable working stresses established for the metal to be used.

(b) Brick Chimneys:

Tension Max.-----25 lbs. per sq. in.

Compression Max.-----

-----200 lbs. per sq. in.

as determined by the Cantilever Beam

$$\text{Formula. } S = \frac{W}{A} \text{---plus or minus---} \frac{M}{V}$$

W=Dead Load

A=Means Cross Section area in question

M=Wind Moment of the Section in question

V=Section Modulus

S=Stress.

(c) Concrete Chimneys: All in accordance with American Concrete Institute Publication "Tentative Specification for the Design and Construction of Reinforced Concrete Chimneys," 505-36T as amended to date, as determined by the formulae therein, using wind pressure set forth hereinbefore, not less than 3,000 lbs. per square inch, 28 day strength concrete shall be used.

LININGS

Sec. 3118. (a) Where the gas is dry and free from acid and alkali fumes:

(1) For temperatures up to 600 degrees F. a lining of approximately 4" thick hard burned building brick or perforated radial brick or equal shall be provided, starting from the top of the foundation and extending at least to a point above the top of the flue opening, equal to the internal diameter at the top of the opening plus fifteen (15) feet. In the case of taller brick chimneys the top of the lining shall not be below the 12¾" wall and in concrete chimneys not below the 6" wall. The lining shall be separated from the main column by at least a 2" air space. A lining built in sections and supported on properly protected corbels built out on the interior of the column is suitable. Each section shall be provided with approved closure

at the top to prevent infiltration of soot, etc. In metal smoke stacks projecting through buildings, the lining shall extend from the top of the foundation to at least ten (10) feet above roof of the building.

(2) For temperatures 600 degrees F. to 1000 degrees F. a lining of approximately 4" thick hard burned solid building brick starting from the top of the foundation and extending the full height shall be used. Sectionally built linings as specified above are permissible.

(3) For temperatures 1000 degrees F. to 1500 degrees F. an independent self-supporting lining of low heat duty solid fire brick separated from the column by an unobstructed air space for the full height shall be used. In no case shall the air space be less than:

3" for heights up to 100'

4" for a height of 200'

4½" for a height of 250'

6" for a height of 300'

7" for a height of 400'

9" for a height of 500'

except in the case of metal smokestacks a 1" space shall be provided between the back of the lining and the metal column. Such space shall be grouted full of mortar.

All such linings shall be proportioned as follows:

35'-0" of 4½" thick wall

45'-0" of 6" thick wall

70'-0" of 9" thick wall

80'-0" of 13½" thick wall

etc.

The lining thickness shall be a minimum of 13½" thick from the top of the foundation through the flue opening.

The independent lining may be tapered from bottom to top but all such lining 7'0" minimum internal diameter and under shall be tapered at least 1'0" in 100'0" of height.

(4) For temperatures over 1500 degrees F. an independent self-supporting lining of high heat duty fire brick shall be used, constructed as specified above with the exception that the minimum air space in all chimneys up to 400 feet shall be 7" and

the minimum top wall thickness shall be 9".

(b) Where the gas is of acid or alkali nature, wet or dry and high or low temperature, linings shall all be of the independent self-supporting type. A solid brick of acid proof qualities, having maximum absorption of less than one percent, and free of lime is required. The proportioning of the air space to height shall be as set forth above. The proportioning of the lining shall be approximately also as set forth, permission being granted to adjust thickness to those of building brick sizes.

MORTAR

Sec. 3119. Brick shall be laid in mortar suitable for the operating temperature.

(a) For temperatures up to 600 degrees mortar for the exterior column consisting of 1 part Portland cement, 2 parts lime putty or hydrated lime and 5 parts clean sharp mason's sand (measured by volume) plus 1 pound of an approved water repellant mortar-proofing per each sack of cement and each cubic foot of lime putty shall be used.

(b) For the linings operating at temperatures up to 1000 degrees F. a mortar consisting of 1 part Portland cement, 4 parts clean sharp mason's sand and 10% finely ground fire clay by weight of cement shall be used.

(c) For the lining where temperatures exceed 1000 degrees F. cold setting high temperature cement shall be used.

(d) For linings handling acid or alkaline gases the mortar shall be chemical cold setting and all joints full but thin as possible.

The mortar shall be of proper type to resist the gases encountered.

LINING PROTECTION

Sec. 3120. In units fired with producer gas where, due to burn-outs, sudden and severe increase in temperatures occur and in chimneys or smokestacks serving incinerators, crematories and the like where similar sudden changes in high temperature occur and

also where temperature exceeds 1500 degrees F., an auxiliary lining or target wall of solid fire brick $4\frac{1}{2}$ " thick of grade required by the operating temperature shall be provided.

Such target wall shall start at the top of the foundation and continue to a point above the top of the flue opening equal to the internal diameter at that point plus 10 feet.

The internal diameter of the target wall shall be not less than the minimum internal diameter of the lining. A $1\frac{1}{2}$ " space shall separate the target wall from the lining.

LINING REINFORCEMENT

Sec. 3121. All independent self-supporting linings shall be reinforced around their exterior with 3" x $\frac{3}{8}$ " steel bands made in sections with crimped ends and bolted together by means of 3 bolts $\frac{3}{4}$ " diameter. Such bands shall be spaced not over 7'0" centers on linings over 7'0" internal diameter and not over 3'0" centers on linings of smaller diameter.

In the case of linings serving units where severe sudden temperature changes occur, as in incinerators, crematories, etc., or units fired with producer gas, the bands shall be formed into a corset by providing 3" x $\frac{3}{8}$ " vertical bars spaced at 3'0" centers, but in no case less than four (4) verticals. Bands shall be crimped around the vertical and bolted to the vertical with one $\frac{3}{4}$ " bolt.

Countersunk heads shall be used on all bands and corsets.

At the flue opening and/or clean-out door opening suitable buckstays shall be provided and tied together top and bottom by means of one inch diameter tie rods.

EXPANSION JOINTS

Sec. 3122. Proper expansion joints shall be provided in linings of 9" thickness or greater for at least the inner $4\frac{1}{2}$ " thickness spaced at 3'0" centers circumferentially in every course and staggered.

OPENINGS

Sec. 3123. All openings in both columns and linings shall be provided

with:

(a) In the case of metal smokestacks, proper reinforcing structural members.

(b) In the case of brick chimneys and brick linings, proper jambs around the opening to prevent excessive stress.

(c) In the case of reinforced concrete chimneys the thickness of the concrete shall be increased for the full circumference of the opening sections from a point approximately 11'9" below the opening to 11'9" above the opening.

(d) The width of any opening shall not be greater than 1/3 the diameter at point of entry, and the area shall be 10 per cent greater than the minimum inside area.

Sec. 3124. (a). Brick chimney columns shall be reinforced by means of 3"x 1/4" bands above and below the openings, in corbels, at the top of the lining and in the head. Suitable beam lintels shall be provided above and below openings and jambs around openings reinforced with 1" diameter tie rods through the brick work above the openings and below the openings.

(b) Reinforced concrete columns shall be reinforced with new billet steel deformed reinforcing bars vertically and circumferentially as required by stress requirements. Additional reinforcing shall be provided at the sides, top and bottom of all openings with diagonal bars at the corners and double the normal circumferential steel for a minimum of 5'0" above and below the openings as well as at all corbels. All corbels shall be provided with 1/2" stirrups and provision for expansion. Minimum diameter vertical bars shall be 1/2" and minimum diameter circumferential bars shall be 3/8".

Circumferential reinforcement shall have a maximum spacing of 6" centers and vertical reinforcement of 12".

Sec. 3125. All chimneys shall be provided with:

(a) Cast iron cleanout door and frame approximately 24" wide by 36" high.

(b) Lightning protection complying with the following requirements:

1. One air terminal 3/4" diameter solid metal projecting 2'6" above top of chimney for each 8' of external top circumference; two fixed anchors for each point; one circuit cable at foot of air terminal attached to same with special anchors; one circuit cable located at half the height of chimneys over 150' high; two down conductors grounded in moist earth or charcoal 10' down and 5' away from the structure by means of wing plate, cone ground or coil ground; circuit cable to be anchored with anchors spaced not over 2' centers; down conductors with anchors not over 4' centers.

2. Air terminals to be solid copper, anchors to be of copper bronze, cables to be 1/2" stranded copper with all parts in the upper 50', except air terminals, coated with 1/16" pure lead. Under certain conditions air terminals may be of wrought iron or Monel metal. Provisions must be made for grounding all exposed metal accessories on the chimney through the lightning rod.

(c) A proper cast iron cap over the top wall of all exterior columns and over the top wall of the lining. They shall be of 1/2" minimum thickness, made in sections, with bell and spigot joints, and provided with 2 lugs at each end for use in bolting sections together with 5/8" bolts. Cap shall have flanges extending at least 2" down the inside and outside of the wall.

Caps over walls of chimney columns where maximum temperature is 1000 degrees F. shall slope to the inside. Where chimneys are provided with independent linings the column cap shall slope outward and the lining cap inward. The lining cap shall have a protecting lip extending over the air space.

MATERIALS

Sec. 3126. (a) For metal smokestacks, materials shall comply with the requirements applying to the metal involved.

(b) For radial brick chimneys, all radial brick shall be best quality, made from shale or refractory clay, sound,

hard, well burned, well shaped, of reasonably even color and free from cracks; made to conform closely to the circular and radial lines of the chimney, and shall be weather-proof. Water absorption after immersion for a period of twenty-four (24) hours shall be not more than 10 per cent of the dry weight. The crushing strength shall not be less than 4000 lbs. per square inch. The area of vertical perforations shall not exceed 30 per cent of the gross area of the brick.

(c) For reinforced concrete chimneys, materials shall be as specified in American Concrete Institute Publication "Proposed Standard Specifications for the Design and Construction of Reinforced Concrete Chimneys" as set forth in Sec. 302 (a).

FORMS AND CONSTRUCTION OF REINFORCED CONCRETE CHIMNEYS

Sec. 3127. Forms for the construction of reinforced concrete chimneys shall be of steel and properly designed to withstand stresses imposed in pouring. No section shall be over 7'6" in height and not more than one section height shall be poured in one twenty-four (24) hour day. All concrete shall be properly water cured by means of spray pipe attached to the forms except that none shall be required between November 1st and April 1st following.

In the period between November 1st and April 1st following, properly heated materials and maintaining heat on the interior of the column and around the column section being poured and the previously poured section shall be required.

CONSTRUCTION OF BRICK CHIMNEYS

Sec. 3128. (a) Chimneys built of brick shall be so bonded that all vertical radial joints of each vertical course making up the thickness of the various walls shall be broken with respect to the vertical joints in the course immediately above and below, and shall stagger with the vertical radial joints of adjacent course at the same elevation.

Adjacent vertical courses in chimneys

built of standard building brick shall be bonded to each other by means of a full header course every sixth course.

In perforated radial brick construction, full header courses shall occur every third course.

(b) In the period between November 1st and April 1st following, proper precaution shall be taken to prevent frozen mortar by using properly heated materials and the maintaining of heat on the interior of the column shall be required.

No brick work shall be laid in temperatures below 25 degrees F.

CHAPTER 32

FIRE EXTINGUISHING APPARATUS

AUTOMATIC SPRINKLERS

Sec. 3201. Approved automatic sprinkler equipment shall be installed as follows:

(a) In all buildings of Groups D-1 and D-2 occupancies, when required by the Superintendent, regardless of the area or type of construction, (Either automatic sprinklers or other accepted fire protective equipment shall be installed).

(b) In all buildings of Groups A-1 and A-2 occupancies in accordance with the requirements of Sec. 1205, regardless of the area or Type of Construction.

(c) In the basements of buildings of Groups A-3, A-4, A-5, B, C-1, C-2, D-3 or D-4 occupancies, when such basements are used for the storage, handling, manufacture or sale of combustible materials or products, if the floor area of the basement exceeds 2500 square feet and there is no approved access to the basement from the outside for the fire department except that:

1. In buildings of Groups B, C-1 or C-2 occupancies, with basement conditions as above described, only those portions of the basement used for the purpose described need be equipped with automatic sprinklers.

2. In buildings of Groups D-3 or D-4 occupancies, with basement conditions as above described, a dry sprinkler system, with outside connections for the fire department, will be acceptable.

(d) In garages having a ground area exceeding 2,000 sq. ft. when of other than Type I Construction and when used for the storage of loaded commercial trucks.

(e) In bus garages exceeding 2 stories in height.

(f) In basement or sub-basement garages housing more than 5 motor vehicles.

(g) In garages located in buildings in which parts of the building above such garages are occupied for other purposes, when such garages have a capacity of 20 or more automobiles, or are used as terminals for 3 or more buses, or for the storage and loading of 3 or more trucks.

(h) In building of Type I Construction 3 stories or more in height and housing garages, and in all such buildings Housing Occupancy Groups, D-2; D-3 and D-4, if the ground area exceeds 20,000 sq. ft.

(i) In stores and similar occupancies where stock of combustible merchandise are on display for public sale, if the floor area exceeds 30,000 sq. ft. in the case of floors other than basements at or below street level, or 40,000 sq. ft. in the case of upper floors.

(j) In all sub-basement rooms exceeding 500 sq. ft. in area except machinery rooms, when the construction is other than Type I.

(k) In all buildings or parts of buildings as otherwise specified in this Code.

DETAILED REQUIREMENTS

Sec. 3202. (a) Sprinklers. Only approved sprinklers shall be used in automatic sprinkler systems.

Note: For approved sprinklers see "List of Inspected Fire Protection Appliances of the Underwriters' Laboratories, Inc."

Sprinklers shall be placed to thoroughly protect all parts of the area in which they are required but not over exposed electrical equipment or switchboards or immediately under stage ventilators.

(b) Construction. Drawings of the complete layout of the sprinkler system shall be submitted to and approved by the Superintendent before installation is made.

Piping shall be wrought iron or steel and shall be designed to withstand, when ready for service, a water pressure of not less than 200 lbs. per sq. in. for 2 hours without leakage of joints, valves, fittings or any part of the piping.

Only approved fittings, connections and valves shall be used in the installation of sprinkler systems. When ready for service, the entire system shall be inspected and tested in the presence of the Superintendent. Defects developed by such inspection and tests shall be corrected before final approval.

(c) Gate Valves. Every sprinkler system shall be provided with an approved outside screw and yoke valve or indicator gate valve located to be readily accessible to control all sources of water supply except that from the fire department connection.

Every sprinkler system shall be equipped with drain pipes and valves to permit the drainage of all parts.

(d) Fire Department Connections. Every sprinkler system shall be equipped with one or more approved fire department connections. The pipe from the sprinkler system to the hose connection shall be not less than 4 inches in size, except that 3-inch pipe may be used to connect a single hose connection to a 3-inch or smaller riser.

Siamese connections shall be placed in accessible location not less than 18 inches nor more than 42 inches above level of the adjoining ground or sidewalks.

The thread of such connection shall be uniform with that used by the Bureau of Fire of the City of Pittsburgh.

Substantial caps to protect the threads shall be provided on each connection.

Each such connection shall be suitably marked with raised letters reading, "TO AUTOMATIC SPRINKLERS" or, when only stories below grade are equipped, "TO BASEMENT SPRINKLERS."

An approved straightway check valve shall be installed in each fire department connection, located as near as practicable to the point where it joins the system. The pipe between the outside hose connection and the check valve shall be arranged to drain in an approved manner.

(e) **Water Supply.** Required sprinkler systems shall have at least one (1) automatic water supply of adequate pressure, capacity and reliability, as determined by the Superintendent.

Pressure tanks, as a source of water supply, when required, shall follow standards of the National Board of Fire Underwriters for the construction and installation of pressure tanks.

Gravity tanks, when required shall follow standards of the National Board of Fire Underwriters for the construction and installation of gravity tanks. Fire pumps, as part of a required sprinkler system, shall be designed to meet the conditions and requirements in each case; but in no case shall the capacity be less than 500 gallons per minute, provided that when a Light Hazard sprinkler system is permitted, a capacity of 250 gallons per minute shall be deemed adequate.

STANDPIPES

Sec. 3203. Buildings heretofore erected which are not already provided with 4-inch or larger standpipe and buildings hereafter erected shall be equipped with standpipes as follows:

(a) Buildings exceeding fifty-five feet in height shall have standpipes not less than 4 inches in diameter.

(b) Buildings exceeding seventy-five feet in height shall have standpipes not less than 6 inches in diameter.

(c) On stages arranged or intended for theatrical, operatic or similar per-

formances, one 2½ inch standpipe on each side of the stage.

DETAILED REQUIREMENTS

Sec. 3204. (a) **Locations.** Standpipes shall be located within fireproof stairway enclosures; provided that, where buildings do not have such enclosures, the standpipes shall be as near as possible to a stairway, fire escape, fire tower or outside exit stairway.

(b) **Number Required.** One standpipe shall be provided for each separate fire area exceeding 2,500 sq. ft. in area, with at least one standpipe within 75 feet of every exterior wall in the building.

(c) **Construction.** (1) Where more than one standpipe is required in a building they shall be connected at their bases by pipes of size equal to that of the largest standpipe, so that water from any source will supply all the standpipes.

(2) Standpipes shall extend from lowest basement to and through the roof, with a 1½ inch hose connection and 2½ inch gate valve not over 5 feet above floor level in each story, including cellar, and two 1½ inch hose connections, with gate valve for each, on the roof; roof connections to have a controlling gate valve under the roof and arranged to be operated both from above and below the roof, with ¾ inch drain pipe and valve to prevent freezing. The 2½ inch valves shall be provided with Fire Department connections to which a reducer shall be attached, and the hose shall be attached to the outlet of the reducer.

(3) Where standpipes are located inside of buildings, hose sufficient to reach to all parts of the fire section, but not in excess of 100 feet shall be attached to each outlet, with hose for roof hydrant either in hose house on roof or on rack in the top story rear roof scuttle. Hose shall be not less than 1½ inches in diameter and provided with standard couplings for use by the Fire Department.

(4) Hose to be 1½ inch approved linen hose in 50 feet lengths. In general, hose will be approved when made under the specifications recommended

by the National Board of Fire Underwriters.

(5) Each line of hose shall be provided with washers at both ends and be fitted with smooth bore brass play pipe or nozzle at least 12 inches long, with a discharge outlet $\frac{1}{2}$ inch in diameter. One spanner to be located at each hose connection.

(6) Standpipes shall be constructed of wrought iron or steel and shall be designed to withstand a working pressure of not less than two hundred (200) pounds per square inch in excess of the static head of water due to the height of the standpipe, a test thereof to be witnessed by the Superintendent.

(D) Fire Department Connections. Standpipes shall be equipped with approved outside Siamese connections, having check valves in each inlet. The pipe from the standpipe to the Siamese connections shall be at least 4 inches in diameter. Such connection shall be made on each street front, except that corner buildings having one street frontage of less than 50 ft. may have only one connection. Siamese shall be not less than twelve inches above the curb level, and shall be provided with check valves and substantial caps to protect thread of the connections; the thread shall be uniform with that used by the Fire Department. A suitable iron plate with raised letters shall be provided reading "TO STANDPIPE."

Just inside of the building, in a horizontal section, shall be placed a straightway check valve. A drip pipe, with valve to same, shall be placed between said check valves and Siamese connection to properly drain this section to prevent freezing.

(e) Water Supply. Such water supply shall be furnished by a street main in which the pressure is sufficient to maintain a pressure of not less than fifteen pounds per square inch at outlets in the top story of the building with a flow of five hundred gallons per minute from a hydrant within two hundred feet of the building, by a gravity tank of not less than five thousand gallons capacity having the bottom not less than twenty-five feet

above the outlets in the top story of the building, by a pressure tank of not less than forty-five hundred gallons capacity (thirty-three hundred gallons of water) located in the top story or on the roof of the building or by automatic pumps having a combined capacity of not less than five hundred gallons a minute.

When the pressure on an outlet exceeds fifty pounds per square inch, an approved adjustable reducer or regulator set to maintain a pressure of approximately fifty pounds per square inch on the discharge side, with a flow of two hundred gallons per minute through the hose and nozzle, shall be provided.

(f) Fire Pumps. Fire pumps, permanently connected to the standpipe system, shall be provided for buildings 10 stories or more in height, with capacity as follows:

For one 4-inch standpipe, pump capacity not less than 500 gallons a minute.

For one 6-inch standpipe or two inter-connected 5-inch standpipes, pump capacity not less than 750 gallons per minute.

For two 6-inch standpipes, pump capacity not less than 1,000 gallons per minute.

Pump shall have an adequate source of power and be supplied from street main or from well or cistern containing at least one hour's full supply; suction piping to be well installed.

CHAPTER 33

STAGE VENTILATORS

Sec. 3301. There shall be one or more ventilators constructed of metal or other incombustible material near the center and above the highest part of any permanent stage, raised above the stage roof and having a total ventilation area equal to at least 10 per cent of the floor area within the stage walls. The entire equipment shall conform to the following requirements or their equivalent:

1. Doors and other covers shall open by force of gravity sufficient to

overcome the effects of neglect, rust, dirt, frost, snow or expansion by heat or warping of the framework.

2. Glass, if used in ventilators, must be protected against falling on the stage. A wire screen, if used under the glass must be so placed that if clogged it cannot reduce the required ventilating area or interfere with the operating mechanism or obstruct the distribution of water from the automatic sprinklers.
3. The doors and other covers shall be arranged to open instantly after the outbreak of fire by the use of approved heat actuated device. A manual control must also be provided by an incombustible cord running down to the stage at a point on each side of the stage as designated by the Superintendent.

CHAPTER 34.

MOTION PICTURE PROJECTION BOOTHS

Sec. 3401 (a). Motion picture projectors using nitro-cellulose film shall be operated or set up for operation only within an approved enclosure not less than 48 square feet in size and 9 feet high, except that for any booth hereafter constructed in an existing occupancy, if such height is not possible, the height thereof shall be not less than 7 feet 6 inches. If more than one machine is to be operated an additional 24 square feet shall be provided for each additional machine.

(b) For any booth hereafter constructed within an existing occupancy, the walls and ceiling of the enclosure shall be built of brick, tile or plaster blocks, plastered on both sides, or of concrete, or of a rigid metal frame, properly braced, and sheathed and roofed with sheet steel of not less than No. 20 U. S. Gauge metal, or with $\frac{1}{4}$ inch hard asbestos board, securely riveted or bolted to the frame, or 2 inches of solid metal lath and cement or gypsum plaster. All joints shall be sufficiently tight to prevent the discharge of smoke. Non-combustible acoustical material may be used on

ceiling and walls on top of the plaster. For any booth hereafter constructed in a new building or an existing building in which the occupancy is to be changed, the walls of the enclosure shall be constructed in accordance with the following requirements for partitions, with ceiling and floor of equivalent fire-resistance:

1. Hollow tile laid in cement mortar, cement lime mortar or gypsum mortar and plastered on both sides with not less than $\frac{1}{2}$ inch of gypsum mortar or cement mortar.
2. Gypsum blocks, either solid or hollow, not less than 3 inches thick, laid in gypsum mortar and plastered on both sides with not less than $\frac{1}{2}$ inch of gypsum mortar.
3. Metal lath supported by incombustible studs plastered on both sides to fully cover the metal lath and studs with not less than three-fourths inch of gypsum mortar or cement mortar and having a total thickness of not less than $2\frac{1}{2}$ inches.

(c) The entrance door into the enclosure shall be at least 2'6" by 6 feet, of construction equivalent to the sheathing permitted above for rigid frame construction, and shall be self-closing, swinging out and shall be kept closed at all times when not used for egress or ingress.

(d) Two openings for each motion picture projector shall be provided; one for the projectionist's view (observation port) shall be not larger than 200 square inches and the other through which the picture is projected (projection port) shall be not larger than 120 square inches. Where separate stereopticon, spot or floor light machines are installed in the same enclosure with picture machines, not more than one opening for each such machine shall be provided for both the operator's view and for the projection of the light but two or more machines may be operated through the same opening; such openings shall be as small as practicable and shall be capable of being protected by approved automatic shutters.

(e) Each opening shall be provided with an approved gravity shutter set into guides not less than one inch at sides and bottom and overlapping the top of the opening by not less than one-inch when closed. Shutters shall be of not less than 10-gauge iron or its equivalent of $\frac{1}{4}$ inch hard asbestos board. Guides shall be of not less than 10-gauge or its equivalent. Shutters shall be suspended, arranged and interconnected so that all openings will close upon the operating of some suitable fusible or mechanical releasing device designed to operate automatically in case of fire or other contingency requiring the immediate and complete isolation of the contents of the enclosure from other portions of the building. Each shutter shall have a fusible link above it and there shall also be one located over each upper projector magazine which, upon operating, will close all the shutters. There shall also be provided suitable means for manually closing all shutters simultaneously from any projector head and from a point within the projection room near each exit door. Shutters on openings not in use shall be kept closed.

(f) All shelves, furniture and fixtures within the enclosure shall be constructed of incombustible material. Tables and racks used in connection with the handling of film shall be of metal or other non-combustible material. Tables shall not be provided with racks or shelves underneath them which might be used for keeping film or other material. No combustible material of any sort whatever shall be permitted to be within such enclosure, except the films used in the operation of the machine and film cement. No collodion, amyl acetate or other similar inflammable cement or liquid in quantities greater than 1 pint shall be kept in the projection booth or room or rewind room.

(g) Ventilation shall be provided by one or more mechanical exhaust systems which shall draw air from each arc lamp housing and from one or more points near the ceiling. Systems shall exhaust to outdoors either directly or through a non-combustible flue used for no other purpose. Exhaust capacity shall be not less than

15 cubic feet per minute for each arc lamp, plus 200 cubic feet per minute for the room itself. Systems shall be controlled from within the enclosure, shall have pilot lights to indicate operation and shall be in operation at all times when the projection room is in use. The exhaust system serving the projection room may be extended to cover rooms associated therewith, such as rewind rooms. No dampers shall be installed in such exhaust systems. The air supply to the projection room may be taken from the general building ventilation or air conditioning system, provided that a fire shutter is installed in the projection room partition. No return air shall be taken from the projection room.

(h) Exhaust ducts shall be non-combustible material, and shall either be kept one inch from combustible material or covered with $\frac{1}{2}$ inch of non-combustible heat insulating material.

(i) Fresh air intakes other than those direct to the open air shall be protected by approved fire shutters arranged to operate automatically with the port shutters.

(j) Provision shall be made so that the auditorium lights can be turned on from inside the projection room.

Note: Automatic sprinklers in projection rooms have been very successful in controlling fires and reducing losses, and their installation is recommended wherever practicable.

PROCESSING OF FILM

Sec. 3402. The processing of film such as cleaning, polishing, buffing and other special treatments, shall not be done in rooms where other operations are performed, except that, in motion picture theatres, cleaning of film may be done in the rewind room. Special processes for treating film shall be provided with such proper safeguards as are necessary for protection against the hazards involved.

Film cabinets shall be provided for the storage of film in each motion picture projection booth of a type

approved by the Chief of the Bureau of Fire and suitable fire extinguishing equipment of a type approved by said Chief shall also be provided.

CHAPTER 35.

PROSCENIUM CURTAINS FOR WORKING STAGES

GENERAL REQUIREMENTS

Sec. 3501. The curtain shall be lowered each evening at the close of a performance and shall be normally in the closed position. The closing of the curtain from the full open position shall be effected in less than 30 seconds but the last 5 ft. of travel shall require not less than 5 seconds.

The proscenium opening shall be provided with a fireproof rigid curtain, or, when the opening does not exceed 28 ft. in width nor 22 ft. in height in places of assembly accommodating less than 1,000 persons, with a reinforced asbestos curtain or other approved material, sliding at its sides in metal grooves securely fastened to the proscenium wall and extending not less than 12 inches beyond each side of the opening into such grooves.

The proscenium curtain shall be so arranged and maintained that, in case of fire, it will be released automatically and instantly by an approved heat-actuated device and will descend safely and close completely the proscenium opening. It shall also be equipped with effective devices to permit prompt and immediate closing of the proscenium arch by manual means.

No part of such curtains shall be supported or fastened to combustible material.

Rigid curtains shall be so designed and constructed that they will prevent all passage of flame for at least 30 minutes and will withstand without failure, a temperature of not less than seventeen hundred degrees Fahrenheit and an air pressure of not less than 10 lbs. per sq. ft. normal to their surface during such periods. Asbestos curtains shall be constructed of pure asbestos fiber interwoven and reinforced with wire strands and shall weigh not less than 3 lbs. per square yard.

No oil paint or other combustible material shall be placed on any proscenium curtain.

All machines and hoisting gear shall be designed in accordance with safe practice.

Travel limit stops and room for over-travel shall be provided.

TEST

Sec. 3502. The complete installation of every proscenium curtain shall be subjected to operating tests and any theater or auditorium in which such proscenium curtain is placed shall not be opened to public performance until after the curtain has been accepted and approved by the Superintendent and the Chief of the Bureau of Fire.

CHAPTER 36.

SIGN REGULATIONS

SIGNS IN GENERAL

Sec. 3601. Signs, as regulated by this chapter, shall include any publicly displayed structure, device or other object on which letters, numbers, words, symbols or pictorial matter appear or which is so designed, shaped, illuminated or colored as to have a special significance, when the said structure, device or other object is used, intended for use or available for use as an advertisement, announcement or direction. Except when the sign surface or advertising portion of the sign is clearly indicated in the text of this chapter as the meaning implied, the term sign shall mean the entire sign structure, including all appurtenances and supporting members.

EXCEPTIONS

Sec. 3602. The provisions and regulations of this chapter shall not apply to the following:

(a) Any sign placed within a recessed portion of a building at a distance not less than twelve (12) inches back of the line of a thoroughfare or any sign placed on the inside of a building.

(b) Any sign painted or lettered directly on the wall or on the surface of any window or door of a building or other structure.

(c) A sign not over four (4) square feet in area placed against a wall or other portion of a building and projecting not more than four (4) inches therefrom, provided the said sign advertises only the name of the owner of the business conducted on the premises and/or the general nature of the said business. This provision shall not be construed as exempting a sign which advertises, in addition to the general nature of the business, a specific product or brand of products sold on the premises, unless the sale of the said product or brand of products is the principal business of the establishment.

(d) Traffic signs or other municipal signs, danger signs, railroad crossing signs, legal notices and trespassing signs.

(e) Emergency non-commercial signs when approved by the Department of Public Safety.

(f) Bulletin boards not over eight (8) square feet in area for public, charitable or religious institutions when such bulletin boards are located on the premises of the said institutions.

(g) Non-illuminated real estate signs not exceeding eight (8) square feet in area advertising the sale, rental or lease of the premises on which they are maintained, provided there be not more than one such sign for any street frontage.

(h) Signs which are imbedded or set into a building or which are so constructed and erected as to become a part of the building, provided the said signs bear only such information as the name of the owner or of the building and/or the nature of the business.

(i) A non-illuminated sign not over twenty-four (24) inches in height placed flat against a wall or other portion of a building and projecting not more than six (6) inches therefrom at a height not less than ten (10) feet above the sidewalk, provided the said sign advertises only the name of the owner of the business conducted on the premises and/or the general nature

of the said business. This provision shall not be construed as exempting a sign which advertises, in addition to the general nature of the business, a specific product or brand of products sold on the premises, unless the sale of the said product or brand of products is the principal business of the establishment.

(j) Tablets constructed of bronze, brass, stone or other incombustible materials when built into or attached to the walls of a building or other structure, provided such tablets bear only the name of the owner, the name or use of the building, the date of erection of the building and/or reading matter commemorating a person or event.

(k) Signs not in excess of fifteen (15) square feet in area announcing the names of the architect, engineer and/or contractors of a building under construction, alteration or repair and signs not in excess of fifty (50) square feet in area announcing the character of the building enterprise or the purpose for which the building is intended, provided such signs are placed on fences erected as barriers for the work under construction, on the temporary building, on the construction canopy or on the building under construction, and provided also that there be not more than one such sign to each street frontage.

(l) Signs of public service companies indicating danger, ownership of property, offices or places where their service is available to the public when the said signs are placed flat against the wall of a building or other structure.

(m) Temporary fabric banners attached to or suspended under a marquee, provided no portion of such banners be less than nine (9) feet above the sidewalk and provided, also, not more than three banners be attached to or suspended under any marquee.

(n) Temporary signs, suspended under a marquee, provided no portion of such signs be less than nine (9) feet above the sidewalk and provided, also, not more than three such signs be suspended under any marquee.

(c) Temporary signs, not over fifteen (15) square feet in area, attached to the sides of a marquee or to a permanent sign erected on a marquee, provided no portion of such signs extends below the edge of the marquee.

PROHIBITED SIGNS

Sec. 3603. (a) **Obstruction to Doors, Windows or Fire Escapes:** No sign shall be so erected as to obstruct access to a door or window unless, in the opinion of the Superintendent, such obstruction does not interfere with free ingress to or egress from the building. No sign shall be attached to a fire escape or so erected as to interfere with the free use of a fire escape.

(b) **Interference with Traffic Devices:** No sign shall be erected at any location where, by reason of the position, shape or color of the sign, it may interfere with, obstruct the view of or be confused with any authorized traffic sign, signal or device.

(c) **Paper or Fabric Signs:** No paper or fabric sign shall be attached to any projecting sign, post sign, globe sign, awning or canopy.

ERECTION PERMITS

Sec. 3604. A permit authorizing the erection, repair, alteration or relocation of any sign or other structure regulated by this chapter shall be required. The applicant for such permit shall furnish the Bureau with all necessary information regarding the said sign or structure on a form prescribed by the Bureau. The application shall be accompanied by two (2) copies of the plan showing all details of construction and the manner of erection. When in the opinion of the Superintendent the construction of a sign or other structure is such that sufficient information may be given on the application, he shall have authority to waive submission of a plan. When so instructed by the Superintendent the applicant shall file with the Bureau a copy of the stress sheets and calculations required to ascertain whether the sign or structure complies with the provisions of this chapter. A permit shall authorize erection, repair, alteration or re-location of a sign or

structure and maintenance of said sign or structure from the date of issuance of the said permit to the succeeding thirtieth day of June. If the work authorized under a permit has not been completed within six (6) months after the date of issuance, the said permit shall expire.

MAINTENANCE AND INSPECTION CERTIFICATES

Sec. 3605. It shall be the duty of the owner or user of any sign or other structure regulated by this Chapter to apply annually to the Bureau for a maintenance and inspection certificate. A maintenance and inspection certificate shall cover the period from July 1st of a given year to June 30th of the following year and application therefor shall be made before the beginning of said term. If a maintenance and inspection certificate has not been applied for by the owner or user of a sign in compliance with the foregoing provision, the Superintendent shall have authority to require the owner of the property on which the said sign is located to remove the said sign or apply for a maintenance and inspection certificate. If any portion of a sign or other structure regulated by this chapter is left standing after removal of any other portion thereof, a maintenance and inspection certificate shall be required.

INSPECTION

Sec. 3606. The Superintendent shall inspect all signs and other structures regulated by this chapter for which erection permits have been issued. He shall also inspect at least once in each year all signs and other structures regulated by this chapter for which maintenance and inspection certificates are required.

PROJECTING SIGNS

Sec. 3607. (a) **Definitions:**

1. **Projection Sign:** A projecting sign shall mean any sign, other than a wall sign as defined in Sec. 3610 or a globe sign as defined in Sec. 3611 of this chapter, which is attached to a building or other structure and extends beyond the line of the said building or structure or beyond the surface of that portion of the build-

ing or structure to which it is attached. All projecting signs which extend more than thirty-six (36) inches over a thoroughfare shall be illuminated signs, as defined in this chapter.

2. **Illuminated Sign:** An illuminated sign shall mean any sign which is lighted by means of lamps or other lighting device placed within the sign or constructed on the outside of the sign as a part of the sign structure.

(b) **Construction:**

1. **Incombustible Materials:** All projecting signs, including frames, braces and supports, shall be constructed of incombustible materials.

2. **Limitation of Glass:** All transparent or translucent illuminated signs shall be of substantial incombustible construction and the total area of transparency or translucency shall be not greater than forty (40) per cent of the total area of the sign surface. Glass letters, figures or symbols shall not exceed twenty-four (24) inches in height and shall be sufficiently strong to insure against breakage. All glass except the stroke of the letters, figures or symbols shall be covered with incombustible materials, except that one exposed section, not exceeding four (4) square feet in area, constructed of wire glass or safety glass shall be permitted on each side of a sign. In any clock structure the glass over each dial shall be safety glass and the area of such glass shall not exceed sixteen (16) square feet. There shall be no limitation to the area of sign surface covered by lighting devices constructed of glass tubing or to the height of letters, figures or symbols constructed of such tubing.

3. **Security of Movable Parts:** Any movable part of a projecting sign such as the cover of a service opening shall be securely fastened by chains or hinges.

(c) **Permitted Areas:** A sign which is greater in width than in height shall have an area on one side not greater than one hundred (100) square feet. A sign which is greater in height than in width shall have an area on one side not greater than three hundred (300) square feet.

(d) **Allowable Thickness:** The distance measured between the principal faces of any projecting sign shall not exceed twenty-four (24) inches, except that a clock structure may exceed twenty-four (24) inches in thickness, provided the thickness of said structure does not exceed the width thereof.

(e) **Angle with Building:** No projecting sign shall be erected in such manner as to form a horizontal angle of less than ninety (90) degrees with the wall to which it is attached.

(f) **V-Shaped Signs Prohibited:** V-shaped signs, consisting of two single faced signs erected without a roof or ceiling, shall not be permitted.

(g) **Distance from Building:** A projecting sign shall be so placed that the portion thereof nearest to the line of the building or structure to which it is attached is not more than thirty (30) inches distant from the said building or structure, except when the building or structure is set back from the street line, in which case a sign may be so placed that the portion thereof nearest to the line of the building or structure is not more than sixty (60) inches beyond the building or structure and not more than thirty (30) inches beyond the street line.

(h) **Projection over Thoroughfare:** No portion of a projecting sign shall project beyond the line of a thoroughfare more than to a point twelve (12) inches inside the curb line.

(i) **Height above Thoroughfare:** No projecting sign shall extend into the line of any street or alley with any part of the said sign less than ten (10) feet above the surface of the said street or the sidewalk thereof or fifteen (15) feet above the surface of the said alley.

(j) **Illumination:** The minimum illumination from the face of any illuminated projecting sign which extends more than thirty-six (36) inches beyond the line of a thoroughfare shall be eight (8) foot candles per square foot, measured not less than six (6) inches from the sign's edge and from a distance twelve (12) inches from its face or projecting letters or tubing.

(k) **Signs Suspended from Other Signs:** A sign suspended under a projecting sign shall be considered as a separate sign and shall comply with all the provisions regulating projecting signs except those applying to illumination and attachment to the building. No more than one such sign shall be permitted.

ROOF SIGNS

Sec. 3608. (a) **Definition:** A roof sign shall mean any sign erected upon the roof of a building or other structure.

(b) **Construction:** All roof signs, including uprights, supports and braces, shall be constructed entirely of incombustible materials. Decorative lattice work and ornamental moulding and battens may be of wood construction.

(c) **Attachment to Wood Roofs Prohibited:** If a roof sign is to be erected on any roof of wood construction, the supporting members shall be attached to and supported entirely by masonry, concrete or steel construction.

(d) **Setback from Outer Wall:** No roof sign shall be erected with the face thereof within five (5) feet of the outside of the wall toward which the sign faces unless authorized by the Board of Standards and Appeals, except that this provision shall not apply to a sign not greater than thirty (30) inches in height, erected on the roof of a one-story building, if ingress to and egress from the said roof are provided in a manner approved by the Superintendent.

(e) **Clearance:** A roof sign shall be so constructed as to leave a clear space of not less than five (5) feet between the roof level and the lowest part of the sign, and at least five (5) feet clearance between the vertical supports thereof, except that this provision shall not apply to a sign not greater than thirty (30) inches in height, erected on the roof of a one-story building, if ingress to and egress from the said roof are provided in a manner approved by the Superintendent.

(f) **Prohibited Obstructions:** No sign shall be placed on the roof of any

building or other structure in such manner as to prevent free passage from one part of the said roof to any other part thereof or to interfere with any openings in the said roof.

(g) **Prohibited Projection:** No roof sign shall project in any direction beyond the edge of the roof of the building or structure.

GROUND SIGNS

Sec. 3609. (a) **Definition:** A ground sign shall mean any sign supported by uprights or braces placed in the ground.

(b) **Maximum Height:** A ground sign having a frame of wood construction and a face of either wood or sheet metal shall be not more than thirty-two (32) feet above the surface of the ground at any point.

(c) **Space Between Sign and Ground:** A ground sign shall have a space not less than two (2) feet between the lower edge of the said sign and the ground level. This space may be filled in with a platform or decorative lattice work.

(d) **Projection of Reflectors:** No reflector used to illuminate a ground sign shall project into the line of a thoroughfare unless the said reflector be at least ten (10) feet above the surface of the said thoroughfare, in which case no portion of the reflector or its supports shall extend more than to a point twelve (12) inches inside the curb line.

(e) **Guards on Reflectors:** All reflectors extending into the line of a thoroughfare shall be equipped with wire mesh guards.

(f) **Owners' and Tenants' Responsibility:** The owner of any property on which a ground sign is placed and the person, firm or corporation maintaining the said sign shall be equally responsible for the condition of the area in the vicinity of the said sign and shall be required to keep it clean, sanitary and free from noxious or offensive substances.

WALL SIGNS

Sec. 3610. (a) **Definition:** A wall sign shall mean any sign placed against

the surface of or against or within a recess in a wall, column or other perpendicular portion of a building or structure in a position parallel to or at not greater than a forty-five (45) degree angle with the said wall, column or other perpendicular portion. A wall sign shall also mean any sign attached to the walls of two or more buildings and spanning the space or spaces between the said buildings.

(b) **Construction:** Wood or other material equivalent to wood in rigidity and fire-repellent qualities shall be the minimum permitted in a wall sign.

(c) **Manner of Erection:** A wall sign shall be securely fastened to the building or other structure in a manner to be approved by the Superintendent.

(d) **Extension Above Top of Wall:** A sign constructed of incombustible materials attached to the wall of a one-story building may extend above the top of the said wall a distance not exceeding thirty (30) inches, provided the construction of the extending portion complies with the provisions of Sec. 3615 of this chapter regulating roof signs and provided also that, in the opinion of the Superintendent, the means of ingress to and egress from the said roof are adequate. No other wall sign shall be permitted to extend above the top of the wall to which it is attached.

(e) **Projection Over Thoroughfare:** A wall sign not over six (6) feet in height, constructed of incombustible materials, illuminated by means of glass tubing or other lights placed on the face of the said sign or by lights placed within or in the rear of the said sign, erected not less than ten (10) feet above the surface of a street or the sidewalk thereof or fifteen (15) feet above the surface of an alley, shall be permitted to project beyond the line of the said street or alley a distance not greater than eighteen (18) inches. A non-illuminated wall sign not over twenty-four (24) inches in height, constructed of incombustible materials, erected not less than ten (10) feet above the surface of a street or the sidewalk thereof or fifteen (15) feet above the surface of an alley shall be permitted to project beyond the

line of the said street or alley a distance not greater than twelve (12) inches. No other wall sign shall be permitted to project beyond the line of a street or alley a distance greater than six (6) inches.

(f) **Signs Against or Within Recesses:** A wall sign may be suspended or otherwise erected against or within a recess in a building or structure, provided that, if such a sign is not placed with the back thereof directly against a wall or other solid portion of the building or structure, it shall not be permitted to exceed twenty-four (24) inches in height. If any such sign is illuminated, it shall be constructed of incombustible materials.

(g) **Projection of Reflectors:** No reflector used to illuminate a wall sign shall project into the line of a thoroughfare unless the said reflector be at least ten (10) feet above the surface of the sidewalk, in which case no portion of the reflector or its supports shall extend more than to a point twelve (12) inches inside the curb line.

(h) **Guards on Reflectors:** All reflectors extending into the line of a thoroughfare shall be equipped with wire mesh.

POST SIGNS, GLOBE SIGNS AND BARBER POLES

Sec. 3611. (a) **Definition:**

1. **Post Sign:** A post sign shall mean any sign erected on a single post or column placed in the ground.

2. **Globe Sign:** A globe sign shall mean an illuminated globe on which advertising matter or lettering of any kind appears, when such globe extends beyond the line of a thoroughfare.

3. **Barber Pole:** A barber pole shall mean any pole or other device specially painted or striped to advertise a barber shop, when such pole or device extends beyond the line of a thoroughfare.

(b) **General Provisions:**

1. **Post Signs:** All post signs and their supporting posts or columns shall be of substantial construction. A post

sign may project over a thoroughfare provided it complies with all the provisions of Sec. 3607 of this chapter regulating projecting signs with respect to construction, area, thickness, illumination, projection over the thoroughfare and height above the thoroughfare.

2. **Globe Signs:** A globe sign shall have a diameter not greater than eighteen (18) inches. A globe sign may project over a thoroughfare a distance not greater than the diameter of the globe plus twelve (12) inches, provided that no portion of the sign is less than ten (10) feet above the surface of the thoroughfare or the sidewalk thereof.

3. **Barber Poles:** A barber pole may project a distance not greater than twelve (12) inches over a thoroughfare.

TEMPORARY SIGNS

Sec. 3612. (a) **Definition:** A temporary sign shall mean any sign in which there is fabric or other material less fire-resistive than wood.

(b) **Manner of Erection:** Temporary signs shall be permitted only when placed flat against the wall of a building or other structure or when attached to the face of a marquee.

(c) **Duration of Permit:** A permit for a temporary sign shall authorize the erection of the said sign and its maintenance for a period not exceeding thirty (30) days.

MARQUEES AND MARQUEE SIGNS

Sec. 3613. (a) **Definition:** A marquee shall mean any roof-like structure constructed and erected as a permanent part of a building over an entrance thereto and projecting more than twelve (12) inches over a thoroughfare.

(b) **Construction:** All marquees shall be constructed of incombustible materials.

(c) **Supports:** A marquee shall be supported entirely from the building or by means of posts, columns or other members which do not project over a

thoroughfare. Supporting brackets shall be permitted over a thoroughfare, provided the lowest point of any bracket is at least seven and one-half (7½) feet above the level of the sidewalk.

(d) **Attachment to Wood Construction Prohibited:** No marquee shall be erected on any building of wood frame construction unless it is attached to masonry, concrete or steel supports.

(e) **Projection:** No marquee shall be permitted to extend beyond a point twelve (12) inches inside the curb line.

(f) **Width:** No marquee shall be permitted to be wider than the entrance or entrances to the building, plus five (5) feet on each side thereof, unless permitted by the Board of Standards and Appeals.

(g) **Height Above Thoroughfare:** No portion of a marquee shall be permitted to be less than ten and one-half (10½) feet above the level of the top of the curb.

(h) **Drainage:** The roofs of all marquees shall be drained in such a manner that the water falling thereon shall be carried back to the building.

(i) **Marquee Signs:** If any sign other than a projecting sign, as defined in Sec. 3607, or a temporary sign conforming to the provisions of subsections (n) and (o) of Sec. 3605, is attached to the roof of a marquee, placed flat against the face or edge of a marquee or erected over or under a marquee, such sign shall be constructed in compliance with the following provisions:

1. **Construction:** The sign shall be of incombustible materials and shall be constructed and erected in a manner approved by the Superintendent. Multiple unit glass signs with glass set in slots or frames of incombustible materials in a manner approved by the Superintendent shall be permitted, provided the said signs bear the approval of the Underwriters' Laboratories, Incorporated. Changeable letters or symbols on such signs shall be permitted if the letters or symbols are securely fastened in a manner ap-

proved by the Superintendent, provided the method of supporting such letters or symbols bears the approval of the Underwriters' Laboratories, Incorporated.

2. **Height Above Thoroughfare:** The lowest part of any sign attached to the face or edge of a marquee shall be not less than ten and one-half (10½) feet above the surface of the sidewalk. The lowest part of any sign suspended under a marquee shall be not less than nine (9) feet above the surface of the sidewalk.

3. **Projection Over Thoroughfare:** No sign attached to the roof, face or edge of a marquee shall project into the line of a thoroughfare more than to a point twelve (12) inches inside the curb line. No sign suspended under a marquee shall project into the line of a thoroughfare more than to a point twenty-four (24) inches inside the curb line, unless the lowest portion of the said sign be at least ten (10) feet above the surface of the sidewalk, in which case the sign may project to a point not less than twelve (12) inches inside the curb line.

AWNINGS AND CANOPIES

Sec. 3614. (a) **Definitions:** A collapsible awning shall mean any roof-like structure attached to a building and projecting over a thoroughfare, so constructed and erected as to permit its being rolled or folded back to a position flat against the building. A fixed awning shall mean any rigid roof-like structure other than a marquee attached to a building in an immovable position and projecting over a thoroughfare. A canopy shall mean any roof-like structure having a rigid frame erected over an entrance to a building and attached to said building in such manner as not to become an integral part thereof.

(b) **Construction:** Awnings and canopies shall be constructed in accordance with current good practice, provided the construction is considered safe by and meets the approval of the Superintendent.

(c) **Erection:** An awning shall be supported entirely from the building. A canopy shall be supported entirely

from the building or by means of posts, columns or other members which do not project over a thoroughfare. The manner of attachment to the building and the sizes and types of supporting members, bolts and screws shall be subject to approval by the Superintendent.

(d) **Width:** A fixed awning shall not exceed twenty (20) feet in width. A canopy shall not exceed eight (8) feet in width.

(d) **Projection Over Thoroughfare:** No fixed awning shall project over a thoroughfare a distance greater than sixty-three (63) inches. No canopy or collapsible awning shall project over a thoroughfare beyond a point twelve (12) inches inside the curb line; except that a collapsible awning, the lowest portion of which is not less than twenty (20) feet above the surface of a thoroughfare, may project beyond the curb line provided the projection over the thoroughfare does not exceed forty-eight (48) inches.

(f) **Height Above Sidewalk:** The minimum distance between the lowest portion of an awning or canopy and the surface of the sidewalk shall be as follows:

For Collapsible Awnings	---7½ Feet
For Fixed Awnings	-----8 Feet
For Canopies	-----9 Feet

(g) **Advertising:** No advertising shall be placed on any awning or canopy, except that the name of the owner and/or words describing the general character of the business may be painted or otherwise permanently placed in a space not exceeding eight inches in height on the front and side portions thereof.

CONSTRUCTION DETAILS

Sec. 3615. **Engineering Information:** In the preparation of plans, structural drawings, stress sheets and calculations as may be required for any sign or other structure regulated by this chapter, the applicant shall furnish all necessary information to enable the Superintendent to ascertain whether all provisions have been complied with as outlined for construction of the sign or structure and for the strength

and stability of the building or structure or part thereof to which the said sign or structure is to be attached.

(a) **Projecting Signs, Roof Signs and Wall Signs:** Projecting signs and roof signs having an area of not more than fifty (50) square feet on one side and wall signs of any size may be constructed in accordance with current good practice, provided the said construction is considered safe by and meets the approval of the Superintendent.

Projecting signs and roof signs having an area on one side of more than fifty (50) sq. ft. shall be designed for the dead load of the sign and for the wind pressure in any direction of the amount required in Sec. 2107. All such signs shall be designed as solid faced signs.

Projecting signs and roof signs having an area on one side of more than fifty (50) square feet shall have structural frames of structural steel to receive loads and resist stresses. The maximum allowable stress in the structural steel shall be as required in Sec. 302 (a) except that no increase in the allowable fibre stress for wind in either the sign framing or the supporting steel work of the building shall be permitted. If projecting signs or roof signs having an area on one side of more than fifty (50) square feet are built of boxes of sheet steel, such signs shall have a structural frame within the sheet steel box.

The members of the structural frames of projecting signs and roof signs shall be figured for the combined stresses they receive due to the bending, the compression and the tension caused by the dead load and the wind load. In compression members the ratio of slenderness and the allowable fibre stress of the members of the structural frame shall be as required in Sec. 302 (a).

The supporting members of projecting signs shall be secured to the brick walls or the structural frames of the buildings on which the signs are placed by through bolts with washers, except that in the case of any projecting sign not greater than ten (10) square feet

in area and weighing not more than one hundred (100) pounds the supporting members may be secured by expansion bolts or in a manner approved by the Superintendent. Such supporting members shall be chains, rods or structural steel members. Guys to resist wind only may be wire cables of sufficient size. Guys and wall beams may be secured to the brick walls of the buildings on which the signs are placed by expansion bolts.

Roof signs shall be secured to the brick walls or structural frames of the buildings on which the signs are placed by through bolts with washers or by foundation bolts with washers.

A building or part of a building to which a sign is attached and the foundation of the said building shall be of sufficient strength to safely resist the resultant of the dead load and the wind load of the sign, in addition to the dead load, the live load and the wind load the building or part thereof is otherwise designed to carry. Enough dead load shall be provided at the anchorage of the sign to the building to resist more than the uplift that occurs in the sign structure with the wind blowing in any direction. The ratio of the required dead load to the maximum uplift shall be as required in Sec. 2107. The wind forces on a roof sign shall not be taken as being equivalent to increasing for wind calculations the height of the building on which the sign is placed.

In calculating the strength and weight of brick work of a building to which a sign is to be attached and in calculating the strength and weight of concrete, the requirements shall be as provided for in Sec. 302 (a). In calculating the resistance to overturning of a masonry wall or pier carrying a projecting sign, tension in the masonry shall be permitted not exceeding twenty-five (25) pounds per square inch on the net area, provided Portland cement mortar is used.

The bolts which connect the structural frame of a projecting sign or a roof sign to the masonry walls of a building shall be designed with a factor of safety of ten (10). The bolts which

connect the structural frame of a projecting sign or a roof sign to the steel frame of a building shall be designed with a factor of safety of at least four (4). The details of the structural frames of projecting signs and roof signs shall be made according to good engineering practice with gusset plates and with at least two (2) bolts or rivets used in each connection. The structural frames of roof signs shall have attached to them wire cables fastened to the roof or walls of the building or part thereof as an additional safeguard beyond that required for the anchorage of the structural frame.

(b) Ground Signs and Post Signs:

All ground signs and post signs shall be designed for the dead load of the sign and for the wind pressure in any direction of the amount required in Sec. 2107. All signs shall be designed as solid faced signs.

Ground signs shall have structural frames of wood or structural steel to receive loads and resist stresses. The maximum allowable stress in the wood or the structural steel shall be as required in Sec. 302 (a). No increase in the allowable fibre stress for wind shall be permitted. Ground signs which are built of boxes of sheet steel shall have a structural frame within the sheet steel box.

The members of the structural frames of ground signs shall be figured for the combined stresses they receive due to the bending, the compression and the tension caused by the dead load and the wind load. In compression members of wood or of steel, the ratio of slenderness and the allowable fibre stress of the members of the structural frame shall be as required in Sec. 302 (a).

The bolts which connect the structural frame of a ground sign to the concrete foundation shall be designed with a factor of safety of ten (10). The details of the structural wood frame shall be made according to good engineering practice, at least two (2) bolts being used in each top and bottom connections. The details of the structural steel frame shall be made

according to good engineering practice with gusset plates and with at least two (2) bolts or rivets used in each connection. The structural frames shall have attached to them wire cables fastened to a foundation which is independent of the foundation to which the structural frame is anchored; provided that when, in the opinion of the Superintendent, by reason of its size or sheltered position the said sign does not need additional support, cables shall not be required.

The foundations for ground signs or post signs shall be of concrete or wood. A foundation shall be of sufficient size to resist the downward pressure and, combined with the back fill, shall have sufficient weight to more than equal the uplift when the wind blows in any direction. The ratio of the required dead load to the maximum uplift, the strength and weight of the concrete or the wood and the allowable soil bearing value shall be as required in Sec. 2202.

(c) Marquees: All marquees shall be designed for a live load of at least forty (40) pounds per square foot and a total live and dead load of not less than fifty (50) pounds per square foot. If any signs are attached to a marquee, the structure shall be designed, in addition to the above loads, for the reactions produced by the dead load of such signs and the wind pressure upon such signs in any direction of the amount required in Sec. 2107.

All marquees shall have structural frames of structural steel to receive loads and resist stresses and shall have roofs of sheet metal or other fire-resistant materials which may be approved by the Bureau. The maximum allowable stress in the structural steel and in the sheet metal and the minimum allowable thickness of the sheet metal shall be as required in Sec. 302 (a). No increase in the allowable fibre stress for wind in either the marquee or the supporting steel work of the building shall be permitted.

The members of the structural frames of marquees shall be figured for the combined stresses they receive due to the bending, the compression

and the tension caused by the dead load and the live load of such marquees and the reactions due to the dead load and the wind load on any signs that are attached to such marquees. In compression members the ratio of slenderness and the allowable fibre stress of the members of the structural frame shall be as required in Sec. 302 (a).

A building or part of a building to which a marquee is attached and the foundation of the said building shall be of sufficient strength to safely resist the wind load, the dead load and the live load of the marquee and reactions due to the dead load and the wind load in any direction on any signs that may be attached to such marquee, in addition to the dead load, the live load and the wind load the building or part thereof is otherwise designed to carry. Enough dead load must be provided at the anchorage of the marquee to the building to resist more than the force caused by the reactions of the dead load and the live load on the said marquee and the reactions of the dead load and the wind blowing in any direction on any signs attached to the said marquee. The ratio of the required dead load to the maximum uplift shall be as required in Sec. 2107.

In calculating the strength and weight of the brick work and the concrete of a building to which a marquee is attached, the requirements shall be as provided for in Sec. 302 (a). In calculating the resistance to overturning of a masonry wall or pier carrying a marquee, tension in the masonry shall be permitted not exceeding twenty-five (25) pounds per square inch on the net area, provided Portland cement mortar is used.

The supports of all marquees shall be steel chains, steel rods or structural steel and the maximum allowable stress in the said supports shall be as required in Sec. 302 (a).

The bolts which connect the structural frame of a marquee and its supports to the masonry wall of a building shall be designed with a factor of safety of ten (10). The bolts which connect the structural frame and the supports of a marquee to the steel or

reinforced concrete frame of a building shall be designed with a factor of safety of at least four (4). The details of the structural frames of all marquees shall be made according to good engineering practice, with gusset plates and with at least two bolts or rivets used in each connection.

MAINTENANCE

Sec. 3616. (a). **Painting and Repairs:** The owner of any sign or other structure regulated by this chapter shall be required to have properly painted at least once every two years all metal parts and supports of the said sign or structure, unless the same are galvanized or otherwise treated to prevent rust. He shall be required to have painted as often as may be deemed necessary by the Superintendent, all wood parts of the said sign or structure. When so directed by the Superintendent he shall make any repairs necessary to place the sign or structure in a safe condition.

(b) **Property Owners' Responsibility:** If, in the opinion of the Superintendent, any sign, barber pole, marquee, awning or canopy shall become unsafe, insecure or in danger of falling, the owner of the property on which the said sign or other structure is located shall be held responsible and shall upon receipt of a written notice from the Superintendent cause such dangerous condition to be abated. If the owner of the property does not comply with the requirements of such notice within a reasonable time, as stated in such notice, and does not appeal to the Court of Common Pleas, the Superintendent may cause the said sign or structure to be removed or made safe at the expense of the City, the cost thereof to be recovered by the City from the owner of the property in an action of law in the Court of Common Pleas. When such suit, with statement of claim and description of the sign or structure in question, is filed by the City, the Prothonotary shall index it upon the judgment docket and the City shall have a lien for the amount of said claim against the said property.

(c) **Removal of Structures not in Compliance:**

1. **Structure over Thoroughfares:** The

Superintendent is authorized and empowered to require the removal of any sign or other structure constructed or erected contrary to the provisions of this chapter if any portion of the said sign or structure extends beyond the line of a thoroughfare. A notice directing the said removal on or before a specified date to be fixed by the Superintendent shall be sent to the owner of the sign or structure at least six months prior to the said date. If maintenance of the sign or structure had previously been authorized by a maintenance and inspection certificate, its removal shall not be required until after expiration of the maintenance and inspection certificate.

2. **Unsafe Structures:** The Superintendent is authorized and empowered to require the removal of any sign or other structure constructed or erected contrary to the provisions of this chapter if major repairs are necessary to place the said sign or structure in a safe condition.

ELECTRIC WIRING

Sec. 3617. In addition to complying with the provisions of this chapter, all electric signs shall comply with the provisions of Chapter 43 of this Code. Electric permits for such signs shall be required.

REVOCATIONS

Sec. 3618. (a) **Revocation of Permits:** The Superintendent is authorized and empowered to revoke any permit issued by him upon failure of the holder thereof to comply with any of the provisions of this chapter. He is also authorized and empowered to revoke a permit for the erection of any sign which, by reason of its position, shape or color, may obstruct or interfere with the view of or be confused with any authorized traffic sign, signal or device.

(b) Revocation of Certificates

1. **Interference with Traffic Devices:**

The Superintendent is hereby authorized and empowered to revoke or refuse to issue a maintenance and inspection certificate for any sign which by reason of its position, shape or color, may obstruct or interfere with the view of or be confused with any authorized traffic sign, signal or device whether such traffic sign, signal or

device was erected prior or subsequent to the erection of the said sign.

2. **Proximity to Curb:** The Superintendent is authorized and empowered to revoke or refuse to issue a maintenance and inspection certificate for a sign, any portion of which is less than fifteen (15) feet above the sidewalk, if, after the sidewalk has been narrowed by the City of Pittsburgh, the said sign projects to a point closer than twelve (12) inches inside the curb line.

VIOLATIONS

Sec. 3619. (a) **Work without Erection Permit:** It shall be unlawful for any person, firm or corporation to commence or proceed with any operation included under or regulated by the provisions of this chapter without first having obtained an erection permit from the Bureau.

(b) **Work Not in Accordance with Permit Issued:** It shall be unlawful for any person, firm or corporation to erect a sign or other structure regulated by this chapter in a manner contrary to the provisions of this chapter or not in accordance with the permit issued, as shown on application or plans filed with the Bureau.

(c) **Repairs, Alterations or Relocation without Permit:** It shall be unlawful for any person, firm or corporation to repair, alter or move to a new location any sign or other structure regulated by this chapter without first having obtained an erection permit for such repairs, alterations or relocation, which permit shall be granted only on condition that the said sign or other structure be made to comply with the provisions of this chapter.

(d) **Non-Abatement of Dangerous Condition:** It shall be unlawful for any person, firm or corporation to maintain any sign or other structure regulated by this chapter when the same has been declared unsafe or dangerous by the Superintendent.

(e) **Failure to Obtain Maintenance and Inspection Certificates:** It shall be unlawful for the owner or user of any sign or other structure regulated by this Chapter to maintain the said sign

or structure without having obtained a maintenance and inspection certificate for the said sign or structure within thirty (30) days after payment for the said certificate becomes due. If the owner or user of a sign has failed to apply and pay for a maintenance and inspection certificate within thirty (30) days after payment for the said certificate becomes due and the owner of the property on which the sign is located fails to remove the said sign or to apply and pay for the said certificate within thirty (30) days after being directed to do so by the Superintendent, the owner of the property shall be held to be in violation of this Ordinance.

(f) **Failure to Remove Structure:** It shall be unlawful for any person, firm or corporation to fail to remove a sign or other structure erected or constructed contrary to the provisions of this chapter on or before the date specified for its removal in a notice from the Superintendent.

CHAPTER 37

PREFABRICATED CONSTRUCTION SCOPE

Sec. 3701. (a) These provisions shall govern the materials and methods of construction of all prefabricated buildings, sub-assemblies and units.

(b) It is the intent to permit the use of all materials or methods of construction which meet the strength, durability and fire-resistive requirements herein specified, including among others, the use of aluminum, magnesium, steel or other metals, asbestos, cement-asbestos, concrete, masonry, wood, molded plywood, synthetic plastics and any other approved materials or combination of such materials.

(c) All new materials not specifically provided for shall be tested and approved in accordance with Chapter 3.

DRAWINGS AND SPECIFICATIONS

Sec. 3702. (a) Complete, legible, dimensioned drawings to scale and specifications shall be submitted to the Superintendent describing the construction of all essential elements of the structure or assembly, identifying such materials as may be designated by the Superintendent with the name of man-

ufacturer, trade name, commercial grade, manufacturing process, chemical composition and all required data of the physical properties of the component materials.

(b) Complete mechanical plans for the installation of heating, cooking, electrical, ventilation and sanitary equipment and piping shall be submitted to the Superintendent with the application for approval of the design of each specific prefabricated building.

(c) The plans shall include provision for the installation of piping and accessories for service equipment either in the shop or at the site, the assembly shall be readily accessible for field inspection, and no essential material required for structural strength shall be impaired nor structural elements be vitiated by the installation.

(d) When unit service equipment is furnished with and forms an integral part of the prefabricated sub-assembly, the construction shall be performed to accommodate accessory conduits, piping, ducts, outlet boxes and fittings and no material essential to the structural strength shall thereafter be removed from structural elements during installation on the site.

(e) All service equipment shall comply with the requirements of this Code for the control and installation of heating, electrical, plumbing, ventilating and air-conditioning systems and equipment.

APPROVAL BASED ON DESIGN

Sec. 3703. (a) When capable of design by accepted engineering analysis, any prefabricated structural element or combination of elements shall be approved by the Superintendent when the design is based on the working loads and working stresses for controlled materials.

Controlled Materials, as applied to prefabricated forms of construction, means a building, structure or a part thereof which has been designed by a licensed professional engineer or architect or for which the structural and mechanical plans have been prepared under his supervision for which the working drawings of all details and connections have been prepared under

his supervision; for which all shop and field details have been checked and approved by him before fabrication; and for which all primary materials have been selected or tested to meet strength, durability and fire-resistive requirements by an authorized testing authority or have the approved grade-mark, trade mark or other authentication of an authorized organization, association or testing authority listed in Sec. 302. The building or structural part thereof shall have been thoroughly inspected during construction and erection by the licensed engineer or architect responsible for the design or under his supervision. The records of all tests, inspections and detail approvals shall be available to the Superintendent at all times during the progress of the work and such records as he may designate shall be filed with the Superintendent.

(b) When a system of construction involves unusually intricate design analysis, the Superintendent may retain the service of a competent expert whose services shall be compensated for by the submittor.

APPROVAL BASED ON TESTS

Sec. 3704. (a) When not capable of design by accepted engineering analysis, any prefabricated building, sub-assembly or unit and its connections shall be subjected to approved tests that simulate the actual loads and conditions of application that the completed structure will be required to resist in normal use and all costs of such investigations and tests shall be borne by the submittor.

(b) The assembly shall sustain without exceeding the yield point test loads equal to $1\frac{3}{4}$ times the combined live and dead loads prescribed in Chapter 21.

(c) In the absence of reliable experience records, the Superintendent may require accelerated tests on the prefabricated assemblies to determine their durability and weather resistance, or may accept certified reports of an approved and recognized testing laboratory in respect thereto, or he may engage expert services at the submittor's expense to assist him in his determinations in respect thereto.

PREFABRICATED UNITS

Sec. 3705. Prefabricated individual units for use in floor, roof, ceiling or wall construction of the required fire-resistance may be used in all at-site construction types and use classifications within the requirements governing height, area, use and fire-resistance as established in this Code when designed with all structural requirements including the connection and anchorage details therein prescribed.

MATERIALS, DIMENSIONS AND METHODS OF FABRICATION

Sec. 3706. Accepted Standards. Applicable requirements and standards of Sec. 302 shall control the selection of materials, design and fabrication of all prefabricated structures or in the absence of such standards, accepted engineering practice shall determine the minimum requirements.

CERTIFICATE OF SUPERVISION AND INSPECTION

Sec. 3707. (a) The licensed professional engineer or architect who supervised the design, fabrication and erection of the prefabricated construction in accordance with the requirements for controlled materials shall furnish a verified report of his inspection to the Superintendent upon completion of the work certifying that the building has been erected in accordance with this Code and in conformity with the approved plans except as to specific variations legally authorized and noted in the certified report.

(b) All test and inspection records shall be accessible to the Superintendent at all times during the fabrication and erection of the building or unit and such records as the Superintendent may designate shall be filed with him.

CHAPTER 38

RAT-PROOFING

WHERE APPLICABLE

Sec. 3801. The provisions of this Chapter shall apply to all buildings or parts of buildings hereafter erected, altered, or repaired, except 1 and 2 family dwellings and buildings accessory thereto.

DEFINITIONS

Sec. 3802. **Rat-proofing** means essentially the closing or protection of all openings, exterior walls and foundations, sidewalk or area gratings of all buildings as specified in Section 3801 with rat-proof materials installed in such manner as to prevent rats from gaining entrance to a building.

Rat Harborage means any condition found to exist under which rats may find shelter or protection and shall include any defective or inadequate construction which would permit the entrance of rats into any buildings as specified in Section 3801.

ENFORCEMENT

Sec. 3803. It shall be the duty of the Superintendent to enforce the provisions of this Chapter insofar as such provisions may apply to the construction of buildings hereafter erected, repaired or altered.

NEW BUILDINGS

Sec. 3804. It shall be unlawful for any person to construct any building to which this Chapter applies unless such construction will render the building rat-proof in accordance with the provisions of this Chapter.

RAT-PROOFING

Sec. 3805. **Detailed Requirements.**

(a) Solid sheet metal, expanded metal and wire cloth specified in this Chapter shall have a rust-resistive protective coating, preferably galvanized.

(b) Foundation wall ventilation openings in exterior masonry or concrete walls shall be covered entirely with perforated sheet metal plates of not less than 14 gauge metal, expanded sheet metal of not less than 18 gauge, cast iron grilles or grates or any other material of sufficient strength and equal rat-resistant properties and the openings therein shall be small enough to prevent the passage of rats, and in no instance shall the least dimension of the openings therein be greater than $\frac{1}{2}$ inch.

(c) Miscellaneous foundation and exterior wall openings for cables and telephone wires, etc., except those used for ventilation, light, doors, and windows but including such openings as

around pipes, electric cables, conduits and openings due to deteriorated construction, shall be protected against the passage of rats by closing such openings with cement mortar, close-fitting sheet metal, suitable pipe flanges or other material with equal rat-resistant properties securely fastened in place.

(d) **Doors.** The bottom rails of exterior wooden doors serving as entrances to the first and basement floors and other doors accessible to rats shall be protected against the gnawing of rats by covering the outside of the bottom rails with sheet metal of not less than 24 gauge or with metal kick plates. The door sills and thresholds for such doors shall be constructed of cement, stone, steel, cast iron or other suitable material.

Wooden doors and sills of coal chutes and hatchways shall be covered with solid sheet metal of 24 gauge or heavier or may be constructed of suitable material or other construction that will prevent the passage of rats.

(e) **Windows.** All windows and other openings for the purpose of light or ventilation located within 30 inches of the grade line below such opening shall be entirely covered with a screen of wire cloth of 19 gauge or heavier with a mesh not larger than $\frac{1}{2}$ inch. All windows and other openings for the purpose of light or ventilation in the exterior walls which may be accessible to rats by way of exposed pipe, wire, conduits and other appurtenances shall be entirely covered with wire cloth of 19 gauge or heavier and having a mesh not larger than $\frac{1}{2}$ inch or may be blocked against the passage of rats by the installation of sheet metal guards of 24 gauge or heavier. Such guards when placed on pipes, wires, conduits, and other appurtenances shall be placed snugly around and at right angles thereto and shall extend at least 12 inches therefrom in every direction wherever no obstruction exists. Such guards shall extend 30 inches in an upward direction and 12 inches sideways and downward from horizontal pipes, wires, etc., and 12 inches in all directions from vertical pipes, wires, etc. Wherever possible, such guards shall be securely fastened to adjacent walls

in such manner that they will remain in their proper position at all times.

(f) **Light Wells and Areaways.** Light wells with windows that are located below the outside grade shall be protected against the passage of rats by one of the following methods:

1. Installing over light wells steel or cast iron grilles or grating or other material of equal strength and rat-resistant properties with no opening in such grille or grating exceeding $\frac{1}{2}$ inch in least dimension;

2. Installing securely and completely covering grilles that have openings larger than $\frac{1}{2}$ inch in least dimension with expanded metal of 18 gauge or heavier with openings not greater than $\frac{1}{2}$ inch in least dimension or with 16 gauge or heavier wire cloth with $\frac{1}{2}$ inch mesh.

(g) **Curb or farmers' markets** in which fruit or vegetables or any other exposed food products, not protected by rat-resistant covering, are stored or offered for sale on racks, stands, platforms and in vehicles outside the building shall have floors paved with concrete or approved masonry for the entire surface of the market. Display racks, stands or platforms on which exposed food products are displayed or offered for sale shall be of sufficient height that all such food products shall be kept at a distance of not less than 18 inches above the floor paving and shall be so constructed that there will be no rat harborage therein or thereon.

PART VIII. MISCELLANEOUS

SAFETY REGULATIONS FOR THE CONSTRUCTION OR DEMOLITION OF BUILDINGS — PROJECTIONS BEYOND THE STREET LINE — SAFEGUARDS DURING CONSTRUCTION AND MISCELLANEOUS SAFEGUARDS.

CHAPTER 39

SAFETY REGULATIONS FOR THE CONSTRUCTION OR DEMOLITION OF BUILDINGS.

SIDEWALK PROTECTION—PERMITS

Sec. 3901. Permits for the location of sidewalk protection or for the obstruction of sidewalks for the storage of

building materials shall be obtained from the Bureau of Highways and Sewers. The construction of sidewalk protection shall be approved by the Superintendent of the Bureau of Building Inspection.

BUILDINGS LOCATED IN FIRE ZONES NOS. I AND II

Sec. 3902. (a) In any Fire Zone whenever a building or part thereof more than forty (40) feet in height which is to be erected, added to or demolished is within ten (10) feet of the street line, and such operation is not carried on entirely within the enclosing walls of the building, a substantial shed shall be erected and maintained in front of the building extending the length of the work and as far as practicable from building line to curb. In case of erection, the shed shall remain in place at least until the building is enclosed and in case of demolition at least until the building has been removed to the grade level. Every such shed shall be properly lighted at night.

(b) In any Fire Zone whenever a building or part thereof not more than forty (40) feet in height which is to be erected, added to or demolished is within ten (10) feet of the street line and such operation is not carried on entirely within the enclosing walls of the building, a substantial fence not less than eight (8) feet in height shall be erected and maintained in front of the building extending the length of the work and not more than one-third ($\frac{1}{3}$) the distance across the sidewalk. The fence shall be without openings except for such openings provided with doors as may be necessary for the prosecution of the work.

BUILDINGS LOCATED IN ZONE NO. III

Sec. 3903. For such operations on buildings located in Zone No. III, the sidewalk shall be barricaded in a manner approved by the Superintendent.

SIDEWALK BRIDGES

Sec. 3904. Whenever any space beneath the sidewalk is to be excavated, a substantial bridge or walkway shall be erected and maintained extending the full length of the excavation and as far as practicable from the building

line to curb. The bridge shall remain in place at least until the sidewalk shall have been properly replaced.

SCAFFOLDING

Sec. 3905. All scaffolds used in connection with the erection, alteration or demolition of any building shall be constructed in a manner to secure the safety of the workmen on them and of all persons passing under or near them.

PROTECTION OF FLOOR OPENINGS

Sec. 3906. All floor openings within a building in the course of construction shall be enclosed or fenced in on all sides by a barrier of suitable height, except on those sides which are for the handling of materials hoisted through such openings or at which stairs or ladders land.

OVERLOADING

Sec. 3907. No building or part thereof or any temporary support or scaffolding in connection therewith shall be loaded during erection, alteration or demolition in excess of its safe carrying capacity.

CHAPTER 40.

PROJECTIONS BEYOND THE STREET LINE.

GENERAL

Sec. 4001. No part of any building hereafter erected, or any alteration or addition to any existing building shall project beyond the street line in such a manner as to encroach upon a street or public space, except as herein provided.

MAIN CORNICES

Sec. 4002. Main cornices and all crowning members of any wall or part thereof may project beyond the street line not to exceed two feet.

BELT COURSES, BALCONIES AND SIMILAR ARCHITECTURAL FEATURES

Sec. 4003. Belt courses, lintels, sills, pilasters, pediments, flower boxes, ornamental balconies and other architectural features for similar purposes may project beyond the street line not to exceed 12 inches when more than 10 feet and less than 15 feet above the sidewalk grade; and not to exceed 18

inches when more than 15 feet above the sidewalk grade.

FIRE EXIT BALCONIES

Sec. 4004. Nothing in this section shall be construed to prevent the erection of a fire exit balcony extending not to exceed 4 feet beyond the street line, provided the lowest balcony shall be at least 10 feet above the sidewalk grade.

SIDEWALK VAULTS

Sec. 4005. For vaults under sidewalks beyond the street line, permits shall be obtained from the Bureau of Highways and Sewers in the Department of Public Works.

All openings in sidewalks over vaults shall be provided with substantial covers set flush in all parts with the sidewalk; shall be made of incombustible materials maintained in a roughened condition so as to prevent persons slipping thereon and shall be normally kept closed.

The minimum allowable uniform live loads for sidewalks over vaults shall be 300 pounds per square foot, and shall conform to the requirements of the Department of Public Works.

SIDEWALKS

Sec. 4006. Sidewalks shall be constructed with metal frames, bars and plates, reinforced concrete, or other incombustible materials.

VENEERING OF EXISTING BUILDINGS

Sec. 4007. Veneering of approved type, applied to existing buildings, may project beyond the street line not to exceed one and one-half ($1\frac{1}{2}$) inches, if approved by the Director of the Department of Public Works and authorized by the Superintendent. Such projection not to exceed in height the second story window sills.

FOUNDATIONS AND FOOTINGS

Sec. 4008. The right is hereby extended to the owner, lessee or the authorized agent of the owner or lessee of land to construct building foundations and footings extending not to exceed five (5) feet beyond the dividing line between the street and the property upon which a building is to

be erected at least fifteen (15) feet below the level of the established grade or of the ground, subject to the following rights and conditions.

An encroachment of the footings of street walls for not more than twelve (12) inches beyond the building line shall be permitted, provided such projecting parts of footings are at least eight (8) feet below the sidewalk level.

All the rights and privileges herein extended shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over city streets and to the provisions of any general or specific ordinance which may hereafter be enacted relating to the use of City streets.

The City of Pittsburgh, without liability, reserves the right to cause the removal of any such projections after having given thirty (30) days' notice, through the proper executive officers pursuant to resolution or ordinance of Council, to the owner, lessee or any heirs or assigns of such owner or lessee.

The owner or lessee of such land shall file with the Department of Public Works and the Department of Public Safety, an acceptance of the conditions hereof and an agreement binding such owner, lessee, heirs or assigns to begin to remove such projections of foundations and footings within thirty days after having received the foregoing notice and to complete the work within a reasonable time, and it shall be a condition of the rights hereby extended that such owner, lessee, heirs or assigns shall begin within thirty (30) days from the receipt of such notice to remove such projections beyond the street line and shall complete such removal within a reasonable time without cost to the City of Pittsburgh.

Said owner, lessee, heirs or assigns shall bear the full cost and expense of repaving and repair of all sidewalks and streets, wherever damaged by such operations, together with the repair or replacement sewers, water lines and all other subsurface structures authorized by the City of Pittsburgh to occupy such street space and shall save the City of Pittsburgh from all liability for damage to persons or property; and it is a condition of the rights hereby

extended that the City of Pittsburgh assumes no liability to either persons or property on account of the occupation of the streets or any work or processes incident thereto.

Such owner, lessee, heirs or assigns before commencing the work of constructing such projecting foundations or piers shall file with the Bureau of Highways and Sewers plans and specifications showing locations and details for the construction of such foundations and piers, their depth below the grade, projection beyond the street line and the methods by which it is expected to preserve public and private property safe and secure.

Permits for foundations and footings extending beyond the street line below the sidewalk level shall be obtained from the Bureau of Highways and Sewers.

CHAPTER 41.

SAFEGUARDS DURING CONSTRUCTION AND MISCELLANEOUS SAFEGUARDS

GENERAL

Sec. 4101. The provisions of this Chapter shall apply to all work in connection with the erection, alteration, repairing, removal or demolition of buildings and structures.

SCAFFOLDS

Sec. 4102. (a) Construction. All scaffolds shall be safely constructed and firmly supported, properly secured and of sufficient width, to insure the safety of persons working thereon, or passing under or near them. Every scaffold, other than iron workers' scaffolds and carpenters' bracket scaffolds, the platform level of which is more than 6 ft. above the ground or above a permanent or temporary floor, shall be provided with guard rails not less than 36 inches high above the platform level, and with solid toe boards not less than 6 inches high above the platform level, extending to its entire length and along the ends, except where ramps or runways connect with them, unless otherwise enclosed or guarded. On suspended, swinging and pole scaffolds the space between guard rails and toe boards shall be filled with wire mesh screens securely attached.

(b) **Overhead Protection.** When objects are likely to fall on a scaffold from above a substantial overhead protection shall be provided not more than 10 ft. above the scaffold platform.

(c) **Planking.** Planks used for the platforms of scaffolds shall be not less than 2 inches thick, nominal dimensions, of sound, seasoned lumber. The clear span between supports shall not exceed 10 ft.

(d) **Scaffolding.** Where a large amount of scaffolding is used, the Superintendent may require the use of non-combustible material or of lumber treated to make it fire-resistive. The Superintendent may also require the flame-proofing of tarpaulins.

SIDEWALK SHEDS AND BARRICADE SHEDS

Sec. 4103. Sidewalk sheds and barricade sheds shall be provided as specified under Chapter 39.

HOISTS

Sec. 4104. **Interior Hoists.** Temporary construction hoists on the interior of buildings or structures shall have the car substantially constructed, the guides rigidly secured and overhead machinery safely supported. The floor openings or other spaces through which they operate shall be enclosed on all sides and for their full height, except for the necessary doors for loading and unloading, with barriers so constructed that heads, arms or legs cannot be thrust through them or loose material cannot fall through.

Exterior Hoists. Temporary construction hoists on the exterior of buildings or structures shall be erected on sufficiently solid foundations to avoid injurious settlement or distortion.

Hoisting Machinery. Hoisting machinery, including boilers, if any, shall be placed to avoid unnecessary hazards and to provide ample room for the free and safe movement of operation.

Such machinery shall be enclosed to exclude unauthorized persons. If placed outside the building further protection against falling objects and inclement weather shall be provided.

If hoisting machinery is operated by

steam with boiler on or adjacent to the premises, suitable spark guards shall be provided for smoke stacks.

TEMPORARY FLOORING

Sec. 4105. **Working Floor.** In buildings or structures of skeleton construction, each alternate tier or beams on which construction of the frame is proceeding, known as the working floor, shall be thoroughly planked over, except spaces required for construction work, for raising or lowering materials and for stairways or ladders.

Wood Construction. In buildings of Types III and V Construction the under-flooring shall be laid for each story as the building progresses or, if double floors are not to be used, the floor two stories below the one where work is under way shall be planked over.

FLOOR OPENINGS

Sec. 4106. All floor openings, unless guarded by permanent enclosures or full-height temporary barriers, shall be covered with substantial temporary flooring, or guarded on all sides by substantial railings not less than 4 ft. high set at least 2 ft. from the edges of the openings and by toe boards not less than 6 inches high set along the edges of the openings, except for such parts of the openings as are necessarily open for traffic purposes.

ROOFS AND SKYLIGHTS OF ADJOINING BUILDINGS

Sec. 4107. When a building or structure is to be carried above the roof of an adjoining building, protection for the skylights and roof of such adjoining building shall be provided, at his own expense, by the person constructing or causing the construction of such building or structure; provided that if the owner, lessee or tenant of the adjoining building should refuse permission to have the roofs and skylights protected, the responsibility and expense for the necessary protection shall devolve on the person refusing this permission.

STAIR FACILITIES

Sec. 4108. **Temporary Stairs.** When the construction of a building has progressed to a height exceeding 60 ft. above grade or when a building ex-

ceeding 60 ft. in height is undergoing alterations or repairs, unless one or more permanent stairways have been installed, at least one temporary stairway shall be provided, continued in height as rapidly as the work progresses to the highest floor that has been installed and maintained in serviceable condition until a permanent stairway has been completed.

Ladders. Until either permanent or temporary stairways are installed, suitable substantial ladders securely fastened at top and bottom, shall be provided and maintained to provide means of reaching the various levels.

FIRE PROTECTION

Sec. 4109. (a) **Steel Frame Construction.** In buildings of steel frame construction no part of the building shall be used for the storage of combustible materials until fire-proofing of the steel frame has been applied to that part.

(b) **Reinforced Concrete Construction.** In every building of reinforced concrete construction, forms of combustible material shall be stripped from the concrete and removed from the building as soon as permissible under concrete regulations. No part of such building shall be used for the storage of combustible materials until such forms have been removed in that part of the building.

(c) **Standpipes.** In all buildings in which standpipes are required, such standpipes shall be installed as the construction progresses in such a manner that they are always ready for fire department use to the topmost floor construction that has been installed. Such standpipes shall be provided with a fire department connection on the outside of the building at the street level and with one outlet at each floor. All outlets, connections and fittings shall be designed to fit the fire department equipment.

(d) **Fire Extinguishers.** In every building operation wherever a tool house, storeroom or other shanty is placed or a room or space is used for storage, dressing room or workshop, at least one approved hand pump tank or portable chemical extinguisher of non-

freezing type or protected against freezing shall be provided and maintained in an accessible location. When a water supply of not less than 100 gallons per minute at 25 pounds nozzle pressure, ready for use at all times, is installed as the building operation progresses, a small hose, 50 ft. in length, with a ½-inch nozzle, may be substituted for each fire extinguisher.

TEMPORARY HEAT

Sec. 4110. When salamanders or temporary heating devices are used where a temporary heating plant is impracticable until a permanent heating plant is installed, they shall not be set on combustible flooring or platforms unless thoroughly insulated therefrom by a bed of sand or cold ashes not less than 4 inches thick, or by other efficient protection, extending at least 2 ft. horizontally beyond such devices on all sides. The legs of such devices, which shall be at least 12 inches long, shall rest on the insulation and shall not extend through it. Such devices shall be so located that there is a clearance of not less than 6 ft. above nor less than 2 ft. 6 in. on all sides between such device and unprotected woodwork or combustible material, equipment or construction. Nor shall such devices be placed within 10 ft. in any direction of tarpaulins or canvas covers, except when such tarpaulins or covers are flameproofed in an approved manner. Salamanders and similar heating devices shall be of a substantial type with protective screen covers, and shall be under constant supervision so long as they are in use.

WELDING AND CUTTING

Sec. 4111. All reasonable precautions shall be exercised to protect the public and workmen against injury and to protect all combustible materials and construction against fire.

STORAGE OF MATERIAL

Sec. 4112. Materials may be stored in the street only as specified under Section 3901. Precautions shall be taken against the over-loading of floors in the building by the storage of materials.

WARNING LIGHTS

Sec. 4113. All pits, excavations, fences,

barriers, builder's equipment, building materials or rubbish in or upon a street shall have placed upon or by them, after dark, illuminated lamps with red globes, flares or other approved lights, in such manner that there shall be one light at each end and at intermediate points as may be necessary to afford proper warning.

WINDOW CLEANING DEVICES

Sec. 4114. In all buildings, except 1 and 2 family dwellings, each window above the 3rd story shall be equipped with an approved device which will permit the cleaning of the exterior of such window without danger. Such device may be omitted from windows which may be cleaned from the inside.

CHAPTER 42.

ELECTRICAL

PERMIT, PLANS AND SPECIFICATIONS

Sec. 4201. A permit shall be required for the installation, alteration or repair of any electric wiring, fixture, equipment, apparatus, device or appurtenance. For installation of any wiring of more than 200 ampere capacity, emergency light system and/or fire alarm system; plans and specifications shall be submitted with the application for permit.

COMPLIANCE WITH NATIONAL ELECTRICAL CODE

Sec. 4202. Installation, alteration and repair of electric wiring, fixtures, equipment, apparatus, devices and appurtenances and the use of materials therefor shall be in accordance with the 1947 National Electrical Code, Standard of the National Board of Fire Underwriters for Electric Wiring and Apparatus, as recommended by the National Fire Protection Association and approved by the American Standards Association or with the latest published edition of said Code.

WALL SWITCHES REQUIRED

Sec. 4203. When any electric wiring is installed in any room or hall of a building, at least one outlet in said room or hall shall be controlled by a wall switch located at a convenient point therein close to the entrance thereto.

APPROVAL OF MATERIALS, ETC.

Sec. 4204. Electrical materials, fixtures, equipment, apparatus, appliances, materials, devices and appurtenances shall be accepted as meeting the requirements of this Code provided they have been approved and are listed by the Underwriters' Laboratories, Inc., or, if not so approved and listed, shall have been approved by the Superintendent after samples thereof shall have passed the standard tests of the National Bureau of Standards or the Underwriters' Laboratories, Inc.

INSPECTION BEFORE CONCEALMENT

Sec. 4205. All wiring which is to be hidden from view shall be inspected before concealment and any person, firm or corporation installing such wiring shall notify the Superintendent at least forty-eight (48) hours before the time the work will be ready for inspection. Inspection thereof shall be made within forty-eight (48) hours after said time.

CERTIFICATE OF APPROVAL

Sec. 4206. When requested by the person, firm or corporation performing any electrical work under a permit issued by the Bureau the Superintendent, after final inspection and approval of such work, shall issue certificates of approval of the rough wiring and of the completed installation of fixtures, apparatus, equipment, devices and appurtenances.

APPROVAL OF CONNECTIONS

Sec. 4207. No service connection or meter connection shall be made until approval of the Superintendent has been obtained.

VIOLATION OR UNSAFE CONDITION

Sec. 4208. Whenever any new or existing electric wiring, fixture, equipment, apparatus, appliance, device or appurtenance is found to be defective or unsafe or to have been installed, altered or repaired since the adoption of this Code in violation of the provisions thereof, the Superintendent shall notify the person, firm or corporation responsible for the installation, alteration or repair, or the owner or user thereof, to abate said violation or defective or unsafe condition. Failure to comply with said order shall be a

violation of this Code and the Superintendent shall have authority, in addition to prosecuting the violator, to direct the Utility Company which supplies the electric current to disconnect same and not to re-connect it until authority therefore is given. If, in the opinion of the Superintendent, a hazard to life, limb or property may exist because of a defective or unsafe condition, he shall have authority without having notified the person, firm or corporation doing the work or the owner or user of the building, to cut or disconnect any wire or wires he may deem necessary to provide safety and/or to direct the Utility Company to disconnect the current.

EMERGENCY LIGHTING

Sec. 4209. In buildings or structures requiring emergency lighting (see Sec. 509), the energy for emergency lighting may be from any one of the following sources:

1. Storage Battery
2. Prime Mover—Generator System
3. Separate System — Provided the source of energy has a degree of reliability satisfactory to the Superintendent.

A system fed from a substation other than that used for the regular supply and not on the same poles (except service pole) as the regular supply is deemed to have the required degree of reliability.

A secondary circuit fed from the same primary network circuit as the regular supply shall be regarded as a separate system.

4. Same System—Provided the system is an underground secondary network system and a separate service switch is connected on the line side of the service switch or breaker of the regular service.

FIRE ALARM

Sec. 4210.—Fire Alarm Systems of the type indicated shall be required for the following Occupancy Classifications. (See Sec. 510).

1. Group B. Occupancy (Schools)
Schools with more than twenty (20) classrooms or with more than four (4) classrooms above the second floor.....SELECTIVE CODE SYSTEM

Other schools having a capacity of fifty (50) or more persons.....

-----MASTER CODE SYSTEM

2. Group C-1 Occupancy (Group Habitation)

a. Institutions housing more than one hundred (100) persons

-----SELECTIVE CODE SYSTEM

b. Institutions housing not more than one hundred (100) persons

-----MASTER CODE SYSTEM

3. Group C-2 Occupancy (Group Habitation)

a. Buildings with an occupancy of more than five hundred (500) persons.....SELECTIVE CODE AND

PRE-SIGNAL SYSTEM

b. Buildings more than six (6) stories in height or with a total occupancy of more than one hundred (100) persons.....

-----SELECTIVE CODE SYSTEM

c. Buildings with an occupancy of twenty-six (26) to one hundred (100) persons

-----MASTER CODE SYSTEM

4. Group D-4 Occupancy (Commercial Industrial, Office)

a. Retail stores having five or more stories or those having three or four stories if the total floor area is more than forty thousand (40,000) square feet

-----SELECTIVE CODE SYSTEM

b. Retail stores having three or four stories with a total floor area of less than forty thousand (40,000) square feet

-----MASTER CODE SYSTEM

Retail stores having fire fighting equipment and trained fire fighting personnel constantly available may install a Selective Code Pre-Signal System if approved by the Superintendent.

CHAPTER 43.

HEATING APPARATUS, REFRIGERATION, AIR CONDITIONING AND VENTILATION

GENERAL

Sec. 4301. The purpose of this Chapter is to regulate the installation of the following equipment in such a manner as to reduce to a safe minimum the hazards to public health and

safety resulting from fire, explosion or the presence of noxious gases or vapors:

- (a) Appliances or systems installed for the purpose of building or space heating.
- (b) Appliances or systems installed for the purpose of comfort or process air conditioning.
- (c) Any system of mechanical refrigeration installed for any refrigerating purpose except self-contained units using air cooled condensers installed in refrigerator boxes in which the space for storage of refrigerated products does not exceed 16 cu. ft.
- (d) Duct systems for the conveying of air, vapor or other gases operated by fans or by gravity. Duct systems for the conveying of solids (for example: wood shavings, grain, etc.), are not within the scope of this Chapter.
- (e) Appliances or systems used for heating of water for any sanitary purpose.
- (f) Systems for the storage of liquid fuel used by any equipment mentioned in (a) to (e) above, inclusive.

APPROVAL OF EQUIPMENT

Sec. 4302. All fuel burning equipment and all electrically operated equipment within the scope of Sec. 4301 shall have the approval of either the American Gas Association Testing Laboratory or the Underwriters Laboratories, Incorporated.

VENTING REQUIREMENTS

Sec. 4303. (a) All fuel burning devices shall be properly vented.

(b) No fuel burning device shall be installed without an adequate supply of air for combustion.

STANDARDS

Sec. 4304. Equipment, appliances or systems regulated by this Chapter shall be designed and installed in accordance with good engineering practice, as governed by the standards listed in Sec. 302.

Passed August 4, 1947.

Approved August 6, 1947.

Ordinance Book 54, Page 729.

No. 301

AN ORDINANCE—Authorizing and directing the City Treasurer and Collector of Delinquent Taxes to expend the additional sum of \$50.00, or as much thereof as may be required, from Code Account No. 1063, Miscellaneous Service, Department of City Treasurer, to pay shortages in tax payments of ten cents or less.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Treasurer and Collector of Delinquent Taxes be and he is hereby authorized to expend the additional sum of \$50.00, or as much thereof as may be required, to pay shortages not in excess of ten cents when checks for City taxes are short in corresponding amounts, and that these expenditures be charged to Code Account No. 1063, Miscellaneous Services, Department of City Treasurer.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 28, 1947.

Approved August 6, 1947.

Ordinance Book 55, Page 1

No. 302

AN ORDINANCE—Supplementing Section 28, Municipal Hospital, Department of Public Health, of Ordinance 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946.

WHEREAS, A certificate of emergency has been signed by the Mayor and the City Controller relating to this matter; Now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 28, Municipal Hospital, Department of Public

Health, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946, shall be and the same is supplemented as follows:

House Director -----\$100.00 per month

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 28, 1947.

Approved August 6, 1947.

Ordinance Book 55, Page 1.

No. 303

AN ORDINANCE—Amending Section 35, Department of Lands and Buildings, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh, and the rate of compensation thereof" approved December 28, 1946.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 35, Department of Lands and Buildings, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, shall be amended by striking out the number of days wherever they appear in said section of the Salary Ordinance for the year 1947.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 28, 1947.

Approved August 6, 1947.

Ordinance Book 55, Page 1.

No. 304

AN ORDINANCE—Amending Section 42, Bureau of Police, Department of Public Safety, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 42, Bureau of Police, Department of Public Safety, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, be and the same is hereby amended by eliminating therefrom the following:

"Substitute patrolman at the rates above specified for patrolmen for assignment when regular employees of the Bureau of Police are absent from duty. Said assignments shall be made from the present substitute patrolman personnel, as no appointment to the position of substitute patrolman shall be made hereafter.

"Provided further that all substitute patrolmen shall be given full time beginning July 1, 1947."

and substituting in lieu thereof the following:

Fifty Patrolmen, unassigned::

First Year	----\$2,246.00 each per annum
Second Years	---\$2,387.00 each per annum
Third Year	---\$2,527.00 each per annum
Fourth Year	---\$2,666.00 each per annum
Fifth Year	----\$2,807.00 each per annum
Sixth Year	----\$2,948.00 each per annum
Seventh Year	---\$3,088.00 each per annum

No appointment to the position of substitute patrolman shall be made hereafter, it being the intent and purpose of City Council that the number of patrolmen shall aggregate 895 in number, 50 of which shall be regulars unassigned in accordance with seniority, and in addition thereto there shall be 16 substitute patrolmen, provided however, that this number shall be de-

creased upon any of them being appointed to regular positions; no appointment to the position of substitute patrolman shall be made hereafter; it being the intention of Council that the position of substitute patrolman shall cease entirely upon the appointment of the above substitute patrolmen to regular positions.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 28, 1947.

Approved August 6, 1947.

Ordinance Book 55, Page 2.

No. 305

AN ORDINANCE—Transferring and appropriating the sum of \$20,000.00 from Bond Fund No. 166-6, Construction No. 4 Police Station, to Bond Fund No. 166-5, Construction No. 47 Engine House, for the cost of construction of No. 47 Engine House, including engineering and architectural expenses in connection therewith.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the sum of \$20,000 be and the same is hereby transferred and appropriated from Bond Fund No. 166-6, Construction No. 4 Police Station, to Bond Fund No. 166-5, Construction No. 47 Engine House, for the cost of construction of No. 47 Engine House, including engineering and architectural expenses in connection therewith.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with particular reference to Ordinance No. 358, approved October 23, 1945.

Passed July 28, 1947.

Approved August 6, 1947.

Ordinance Book 55, Page 3.

No. 306

AN ORDINANCE — Transferring and appropriating the sum of \$30,000.00 from Bond Fund No. 166-6, Construction No. 4 Police Station, to B. F. No. 166-15, Department of Lands and Buildings, for the cost of reconstruction, alteration and improvement of No. 11 Police Station and No. 34 Fire Engine House, including engineering and architectural expenses in connection therewith.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the sum of \$30,000.00 be and the same is hereby transferred and appropriated from Bond Fund No. 166-6, Construction No. 4 Police Station, to B. F. No. 166-15, Department of Lands and Buildings, for the cost of reconstruction, alteration and improvement of No. 11 Police Station and No. 34 Fire Engine House, including engineering and architectural expenses in connection therewith.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with particular reference to Ordinance No. 358, approved October 23, 1945.

Passed July 28, 1947.

Approved August 6, 1947.

Ordinance Book 55, Page 3.

No. 307

AN ORDINANCE — Providing for a contract or contracts for altering and improving No. 34 Engine Company and No. 11 Police Station at Northumberland street and Asbury place, Pittsburgh, and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Lands and Buildings shall be and they are hereby

authorized and directed to advertise for proposals, award and enter into a contract or contracts for altering and improving No. 34 Engine Company and No. 11 Police Station at Northumberland street and asbury place, Pittsburgh, in accordance with the laws and ordinances governing said City, in an amount not exceeding \$30,000.00, appropriated from and chargeable to Bond Fund No. 166-15.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 28, 1947.

Approved August 6, 1947.

Ordinance Book 55, Page 4.

No. 308

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Oxygen Breathing Apparatus complete for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Oxygen Breathing Apparatus complete, including the trade-in of 6 half-hour oxygen breathing apparatus for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the sum of \$900.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1468, Equipment, Bureau of fire, Department of Public Safety.

Section 2. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 28, 1947.

Approved August 6, 1947.

Ordinance Book 55, Page 4.

No. 309

AN ORDINANCE—Providing for the letting of a contract or contracts for the purchase of six trucks and one automobile for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the purchase of six trucks and one automobile at a cost not to exceed \$8,700.00, including the trade-in of 1 used truck, 3 chassis with cabs and 1 used automobile, for the Bureau of Traffic Planning, Department of Public Safety, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the several supplements and amendments thereto, and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1496, Equipment, Bureau of Traffic Planning, Dept. of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with especial reference to Ordinance No. 252, approved July 5, 1947.

Passed July 28, 1947.

Approved August 6, 1947.

Ordinance Book 55, Page 5.

No. 310

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Mattresses for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Mattresses for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the sum of \$1950.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 28, 1947.

Approved August 6, 1947.

Ordinance Book 55, Page 5.

No. 311

AN ORDINANCE—Providing for a contract or contracts for widening, regrading, paving and curbing of the southeast and southwest corners of Beechview avenue, and the northeast and northwest corners of Tropical avenue at their intersections with Crane avenue, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for widening, regrading, paving and curbing of the southeast and southwest corners of Beechview avenue and the northeast and northwest corners of Tropical avenue at their intersections with Crane avenue, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of Seventeen Thousand, Five Hundred (\$17,500.00) Dollars, appropriated from and chargeable to Bond Fund No. 166-6.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 28th, 1947.

Approved August 6, 1947.

Ordinance Book 55, Page 6.

No. 312

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Loretto road from McCaslin street to Winterburn avenue, including other work incidental thereto and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Loretto road from McCaslin street to Winterburn avenue be graded, paved and curbed, including other work incidental thereto, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works

are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Loretto road, from McCaslin street to Winterburn avenue, including other work incidental thereto and including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Twenty-Eight Thousand (\$28,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 28, 1947.

Approved August 6, 1947.

Ordinance Book 55, Page 6.

No. 313

AN ORDINANCE—Accepting the dedication of property for the widening of N. Negley avenue at the intersection of Wellesley avenue and at the intersection of Hampton street, as shown on the plan of "Negley Park" in the 11th Ward of the City of Pittsburgh, laid out by the Negley Park Corporation, and widening N. Negley avenue at the intersection of Wellesley avenue and at the intersection of Hampton street.

WHEREAS, The Negley Park Corporation, a corporation of Pennsylvania, the owner of certain property in the 11th Ward of the City of Pittsburgh, laid out in a plan of lots called "Negley Park" has executed a deed of dedication upon said plan of property for the widening of N. Negley avenue at the intersection of Wellesley avenue and at the intersection of Hampton street to the City of Pittsburgh for public use for highway purposes and has released said City from any liability for damages for or by reason of the physical grading of said street to the grades as now established; **THEREFORE,**

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the dedication of property for the widening of N. Negley avenue at the intersection of Wellesley avenue and at the intersection of Hampton street, as shown on the plan of "Negley Park" in the 11th Ward of the City of Pittsburgh by the Negley Park Corporation to the City of Pittsburgh, for public highway purposes, be and the same is hereby accepted.

Section 2. N. Negley avenue, at the intersection of Wellesley avenue and at the intersection of Hampton street, shall be and the same is hereby widened as a public highway in conformity with the provisions of the said dedication.

Section 3. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to enter upon, take possession of, and appropriate the property as so dedicated for the widening of N. Negley avenue at the intersection of Wellesley avenue and at the intersection of Hampton street.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 28, 1947.

Approved August 6, 1947.

Ordinance Book 55, Page 7.

No. 314

AN ORDINANCE—Authorizing the Director of the Department of Parks and Recreation to grant permission to the Kiwanis Club of Brentwood for the use of Phillips Park for a Boxing Show on Wednesday, August 13, 1947, from 6:00 P. M. to 11:00 P. M. and Monday, August 18, 1947, in case of rain.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Director of the Department of Parks and Recreation is hereby authorized to grant permission to the Kiwanis Club of Brentwood for the use of Phillips Park for a Boxing Show on Wednesday, August 13, 1947, from 6:00 P. M. to 11:00 P. M. and Monday, August 18, 1947, in case of rain, at a rental of \$25.00. This permission is granted on condition that the Kiwanis Club of Brentwood will take out personal and property liability insurance so as to free the City of Pittsburgh of any claims for damages or injuries sustained by any person or persons attending this affair.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 28, 1947.

Approved August 6, 1947.

Ordinance Book 54, Page 8.

No. 315

AN ORDINANCE—Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheet Z-N10-W15 by changing from a Light Industrial District to a "C" Residence District all that certain property fronting on the easterly side of Broadhead Fording road, now or late, of Eulah H. Rousseau, as laid out in the Manorside Plan of Lots, approved by the Planning Commission on September 10, 1946.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, shall be and the same is hereby amended by changing the Zone Map. Sheet Z-N10-W15, so as to change from a Light Industrial (U-2) District to a "C" Residence (U-6) District, all that certain property fronting on the easterly side of Broadhead Fording road, now or late of Eulah H. Rousseau, as laid out in the Manorside Plan of Lots, approved by the Planning Commission on September 10, 1946.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 28, 1947.

Approved August 6, 1947.

Ordinance Book 55, Page 8.

No. 316

AN ORDINANCE—Transferring \$496.00 from Code Account No. 1367-8, Wages, Temp. Emp., Steamfitter, to Code Account No. 1367-10, Wages, Temp. Emp., Marble Setters, Department of Lands and Buildings.

WHEREAS, A certificate of emergency has been signed by the Mayor and the City Controller relating to this matter; Now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$496.00 from Code Account No. 1367-8, Wages, Temp. Emp., Steamfitter, to Code Account No. 1367-10, Wages, Temp. Emp., Marble Setters, Department of Lands and Buildings.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 4, 1947.

Approved August 6, 1947.

Ordinance Book 55, Page 9.

No. 317

AN ORDINANCE—Amending Section 1 of Ordinance No. 418, approved June 29, 1928, entitled, "An Ordinance allowing City employees who are members of the Organized Reserves of the United States Army to attend the Reserve Officers Training Camp with pay in addition to their regular two (2) weeks vacation."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 1 of Ordinance No. 418, approved June 29, 1928, entitled, "An Ordinance allowing City employees who are members of the Organized Reserves of the United States Army to attend the Reserve Officers Training Camp with pay in addition to their regular two weeks vacation," shall be and the same is hereby amended to read:

"Section 1. Every employee who has been in the service of the City of Pittsburgh one year or more, whether employed on a yearly, monthly or per diem basis, who is a member of any organized reserve component of the United States Army, Navy or Marine Corps, shall be permitted to accept extended active duty for a period not less than one week and not more than two weeks for training, and said employee while on extended active duty as aforesaid shall receive his regular pay, and such period of extended active duty shall not be charged against or in any way diminish such employee's regular two weeks' vacation."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 4, 1947.

Approved August 8, 1947.

Ordinance Book 55, Page 9.

No. 318

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Sullivan and Clowes, Jr., in the sum of \$154.50 for services rendered the Supervisor, City Stables, Mayor's Office, without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Sullivan and Clowes, Jr., in the sum of \$154.50 for blacksmith work performed for the Supervisor, City Stables, Mayor's Office, without previous authority of law and charge same to Code Account No. 1041, City Stables.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 4, 1947.

Approved August 8, 1947.

Ordinance Book 55, Page 10.

No. 319

AN ORDINANCE — Transferring the sum of \$4,000.00 to Code Account No. 1641, Materials, Cleaning and Repairing Sewers and Sewer Drops, Bureau of Highways and Sewers, Department of Public Works, from Code Account No. 42, Contingent Fund.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$4,000 to Code Account No. 1641, Materials, Cleaning and Repairing Sewers and Sewer Drops, Bureau of Highways and Sewers, Department of Public Works,

from Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 4, 1947.

Approved August 8, 1947.

Ordinance Book 55, Page 10.

No. 320

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of one truck chassis and cab for the Bureau of Electricity, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of one truck chassis and cab, including the trade-in of one 1935 Studebaker, Line Construction Truck, City Registry No. 15040, at a cost not to exceed the total sum of \$3300.00 for the Bureau of Electricity, Department of Public Safety, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901 and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1477, Equipment, Bureau of Electricity, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with especial reference to Ordinance No. 517, approved January 9, 1947.

Passed August 4, 1947.

Approved August 8, 1947.

Ordinance Book 55, Page 11.

No. 321

AN ORDINANCE—Providing for a contract or contracts for certain construction work and improvements to Mellon Park, Department of Parks and Recreation, and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Parks and Recreation shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for certain construction work and improvements to Mellon Park, Department of Parks and Recreation, including fencing, wall work, grading, drainage, water lines, seeding and planting, in accordance with the laws and ordinances governing said City, in an amount not exceeding \$50,000.00, including engineering and other expenses, chargeable to and payable from the Mellon Park Trust Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 4, 1947.

Approved August 8, 1947.

Ordinance Book 55, Page 11.

No. 322

AN ORDINANCE—Granting unto the Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., their successors or assigns, the right and privilege to construct, maintain and use certain concrete column footings in the westerly sidewalk area of Preble avenue and the northerly sidewalk area

of Roalman street, in the 21st Ward, Pittsburgh, Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., their successors or assigns, are hereby given the right, privilege and authority to construct, maintain and use, at their own cost and expense, certain concrete column footings in the westerly sidewalk area of Preble avenue and the northerly sidewalk area of Roalman street, adjoining their property at No. 1621 Preble avenue.

The column footings to be constructed by virtue of this Ordinance are to occupy portions of the sidewalk area bounded and described as follows:

COLUMN FOOTINGS

E-1: BEGINNING at a point on the westerly line of Preble avenue, distant 76.17' northwardly from the northerly line of Roalman street; thence northwardly along the westerly line of Preble avenue 3.0' to a point, having a projection of 0.75', at an elevation of 8.12' below street grade.

A-1: BEGINNING at a point on the westerly line of Preble avenue, distant 2.67' north of the northerly line of Roalman street; thence southwardly along the westerly line of Preble avenue 3.0' to a point, having a projection of 0.75'; thence westwardly parallel to the northerly line of Roalman street 2.25' to a point, having a projection of 0.33' into Roalman street, at an elevation of 3.0' below street grade.

A-2, A-3, A-4, A-5: BEGINNING at points on the northerly line of Roalman street, distant 18.25', 38.25', 58.25' and 78.25', respectively, westwardly from the west line of Preble avenue, and from each point extending westwardly along the northerly line of Roalman street for a distance of 3.5', having projections of 0.58' into Roalman street, at elevations 3.0' below street grade.

A-6: BEGINNING at a point on the northerly line of Roalman street, dis-

tance 98.33' west of the westerly line of Preble avenue; thence westwardly along the northerly line of Roalman street 1.83' to a point, having a projection of 1.33', at an elevation of 4.33' below street grade.

The said column footings on Preble avenue and Roalman street shall be constructed to the provisions of this Ordinance and in accordance with plan, identified as "Plan of Property Showing Foundation Offsets, Addition to the River Plant, Allis-Chalmers Manufacturing Company, Pittsburgh, Pa.," known as Plan, Accession No. B-594, on file in the office of the Division of Public Utilities, Bureau of Engineering, Department of Public Works, Pittsburgh, Pa.

Section 2. The said Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., their successors or assigns, prior to the beginning of the construction of the column footings, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing the locations for the construction of the said column footings, said plan and the construction of the column footings shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its power over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the same.

Section 4. The said grantee shall bear the full cost and expense for the repaving and repair of the streets or sidewalks above affected by this improvement, or the repair of any structure which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said column footings; all of said work, including repairs of streets or sidewalks shall be done in a manner and at such times as said Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said column footings upon giving to the said Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., their successors or assigns, at least six (6) months' written notice from the proper officers of the City pursuant to a resolution or ordinances of Council; and the said Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., their successors or assigns, when so notified, shall at or before the expiration of the said six (6) months, remove the said column footings and restore the street to proper condition, at their own cost and expense, and to the satisfaction of the Director of the Department of Public Works.

Section 6. The said Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., their successors or assigns, shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and subsurface structures therein, caused by or arising out of the construction, maintenance and use of said column footings, and it is a condition of the grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the conditions that this Ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor, the said Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., their successors or assigns, shall file with the proper officers of the City, its certificate of acceptance to be executed by the said Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., their successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 4, 1947.

Approved August 8, 1947.

Ordinance Book 55, Page 12.

No. 323

AN ORDINANCE—Granting unto the King Distributing Company of Pittsburgh, Pennsylvania, its successors or assigns, the right to construct, maintain and use a standard gauge railroad siding across Spring way, in the 6th Ward, Pittsburgh, Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the King Distributing Company of Pittsburgh, Pennsylvania, its successors, or assigns, subject to the terms and conditions herein provided, is hereby given the right and authority, at its own cost and expense, to construct, maintain and use a standard gauge railroad siding across Spring way, in the 6th Ward, Pittsburgh, Pennsylvania, for the purpose of conveying materials, etc. to and from its property.

The center line of said track siding being located as follows:

BEGINNING at a point on the northerly line of Spring way, distant 97.0' westwardly from the southerly line of 28th street with the 29th street Connecting Track of the Pennsylvania Railroad Company; thence deflecting to the left by the arc of a curve, with a radius of 231.01' and a central angle of $18^{\circ} 0' 0''$ for a distance of 20.50' to a point on the southerly line of Spring way, said point being 102.0' westwardly from the southerly line of 28th street.

The said track siding shall be constructed in accordance with the provisions of this Ordinance and in accordance with plan, identified as Accession No. B-596, on file in the Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. The said King Distributing Company, prior to the beginning of construction of said track siding,

shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing location, paving, repaving, sewerage and all details for the construction of said track siding and the said plan and construction of the track siding shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its power over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which may hereafter be passed relating to the construction, maintenance and use of said track siding on City streets and compensation for same.

Section 4. The said Grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said track siding. All of the said work, including the repaving of the streets damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of said track siding upon giving six (6) months' notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said King Distributing Company, its successors or assigns to that effect, and that the said Grantee shall, when so notified, at the expiration of the said six (6) months, forthwith remove the said track siding and replace the streets to their original condition, at its own cost and expense.

Section 6. The said Grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the streets and

sub-surface structures therein, by reason of the construction, maintenance and use of the said track siding, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to wit: This Ordinance shall become null and void unless within sixty (60) days after its passage and approval, the King Distributing Company, its successors or assigns, shall file with the City Controller its Certificate of Acceptance of the provisions thereof, said certificate to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 8. After the said track siding has been constructed and paved, the said Grantee shall maintain the same and the area extending five (5) feet in each direction from the center line thereof and between the northerly and southerly lines of Spring way. Such maintenance shall be appropriate to the adjoining street pavement, and as required by said Director.

Section 9. Should said track siding be abandoned or its use discontinued, the Grantee shall bear the full cost and expense of the repair and repaving of the part of Spring way occupied by the siding, including all sub-structures thereunder, as directed by said Director.

Section 10. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as

Passed August 4, 1947.

Approved August 8, 1947.

Ordinance Book 55, Page 13.

No. 324

AN ORDINANCE—Granting unto the Ronaele Realty Company of Pittsburgh, Pennsylvania, its successors or assigns, the right to construct, maintain and use a standard gauge rail-

road siding across South 24th street, in the 16th Ward, Pittsburgh Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The Ronaele Realty Company of Pittsburgh, Pennsylvania, its successors or assigns, subject to the terms and conditions herein provided, is hereby given the right and authority, at its own cost and expense, to construct, maintain and use a standard gauge railroad siding across South 24th street, in the 16th Ward, Pittsburgh, Pennsylvania, for the purpose of conveying materials, etc., to and from its property.

The center line of said track siding being located as follows:

BEGINNING at a point on the westerly line of South 24th street, distant 183.0', more or less, from the northerly line of Wharton street, as measured in said line of South 24th street; thence deflecting to the left in an easterly direction by the arc of a curve, having a radius of 459.28' for a distance of 41.0', more or less, to a point of tangent, thence by the tangent of said curve, bearing South 70° 13' 50" East a distance of 20.0', more or less, to a point on the easterly line of South 24th street.

The said track siding shall be constructed in accordance with the provisions of this Ordinance and in accordance with plan, identified as Accession No. B-595, on file in the Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. The said Ronaele Realty Company, prior to the beginning of construction of said track siding, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing location, paving, repaving, sewerage and all details for the construction of said track siding and the plan and construction of the track siding shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its power over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which may hereafter be passed relating to the construction, maintenance and use of said track siding on City streets and compensation for same.

Section 4. The said Grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and resurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said track siding. All of the said work, including the repaving of the streets damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of said track siding upon giving six (6) months' notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said Ronaele Realty Company, its successors or assigns, to that effect, and that the said Grantee shall, when so notified, at the expiration of the said six (6) months, forthwith remove the said track siding and replace the streets to their original condition, at its own cost and expense.

Section 6. The said Grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the streets and sub-surface structures therein by reason of the construction, maintenance and use of the said track siding, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either person or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This Ord-

nance shall become null and void unless within sixty (60) days after its passage and approval, the Ronaele Realty Company, its successors or assigns, shall file with the City Controller its Certificate of Acceptance of the provisions thereof, said certificate to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 8. After the said track siding has been constructed and paved, the said Grantee shall maintain the same and the area extending five (5) feet in each direction from the center line thereof and between the easterly and westerly lines of South 24th Street. Such maintenance shall be appropriate to the adjoining street pavement, and as required by said Director.

Section 9. Should said track siding be abandoned or its use discontinued, the Grantee shall bear the full cost and expense of the repair and repaving of the part of South 24th Street occupied by the siding, including all sub-structures thereunder, as directed by said Director.

Section 10. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 4, 1947.

Approved August 8, 1947.

Ordinance Book 55, Page 15.

No. 325

AN ORDINANCE—OPENING Ama way from Dream way to Abstract avenue and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Ama way from Dream way to Abstract avenue shall be and the same is hereby opened to a uniform width of 20.0 feet so that

the Way as opened shall lie between the following described lines:

The southerly line shall coincide with the dividing line between Lots Nos. 33 and 34 of the Bailey and Moon Plan of Lots No. 3 of record in the Recorder's Office of Allegheny County in Plan Book Volume 14, page 76.

The northerly line shall be parallel to and twenty feet North of the above described southerly line.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Ama way from Dream way to Abstract avenue to be opened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Act of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 4, 1947.

Approved August 8, 1947.

Ordinance Book 55, Page 16.

No. 326

AN ORDINANCE—OPENING Fifty-five and a Half street from Camelia street to Celadine street and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Fifty-five and a Half street from Camelia street to Celadine street shall be and the same is hereby

opened so that the street as opened shall lie between the following described lines:—

The westerly line shall begin on the southerly line of Camelia street at a point 7.35 feet east of the dividing line between Lots Nos. 93 and 94 in the Camelia Place Plan of record in the Recorder's Office of Allegheny County in Plan Book, Volume 10, page 164, said place of beginning being 292.65 feet west of the westerly line of Fifty-sixth street; thence shall extend northwardly perpendicular to the northerly line of Camelia street and parallel to the dividing line between the said Lots Nos. 93 and 94 and coinciding with the dividing line between Lots Nos. 124 and 125 in the said Plan of Lots for a distance of 220.0 feet to the southerly line of Celadine street.

The easterly line from Camelia street to a point 170.0 feet northwardly therefrom shall be parallel to and 40 feet east of the above described westerly line; thence shall offset westwardly 0.50 feet to a point; thence northwardly for a distance of 50 feet to Celadine street shall be parallel to and 39.50 feet east of the above described westerly line.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Fifty-five and a Half street from Camelia street to Celadine street to be opened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 4, 1947.

Approved August 8, 1947.

Ordinance Book 55, Page 17.

No. 327

AN ORDINANCE—Authorizing the issuance of warrants in favor of the Fairfax Press & Envelope Co. in the sum of \$681.00, et al., for printing, automobile parts, stencils, giant photos, and glass for the Department of Public Works, Department of City Treasurer, Department of City Planning, and Department of Parks & Recreation, without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants as follows:

Fairfax Press & Envelope Co. in the sum of \$681.00 for printing forms for the Payroll Division of the Department of the City Treasurer, payable from Code Acct. No. 1064, Department of City Treasurer.

Dyke Motor Supply Co. in the sum of \$172.18 for automobile parts for the Public Works Garage, payable from Code Account No. 1515-1, Materials, Department of Public Works,

A. B. Dick Company in the sum of \$82.03 for stencil sheets, ink, correction fluid and protective covers for the Department of Parks and Recreation, payable from Code Account No. 1802, Department of Parks and Recreation,

A. H. Mathias Company in the sum of \$3.75 for giant photo for the Department of City Planning, payable from Bond Fund No. 169, Department of City Planning, and

Watson Standard Company in the sum of \$10.40 for safety sheet glass for the Negley Avenue Garage, payable from Code Account No. 1515, Department of Public Works.

All of the above purchases were made and services rendered without previous authority low.

Section 2. That any Ordinance or Part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 11, 1947.

Approved August 22, 1947.

Ordinance Book 55, Page 18.

No. 328

AN ORDINANCE — Transferring the sum of \$5,200.00 from C. A. 1743 and 1744 to C. A. 1767, 1771, 1772 and 1774 in the Bureau of Water, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to make the following transfers between code accounts of the Bureau of Water:

FROM CODE ACCOUNT NOS.:

1743 Wages, Regular Laborers, January to March -----	\$3,000.00
1744 Wages, Regular Laborers, April to June -----	\$2,200.00

TO CODE ACCOUNT NOS.:

1767 Miscellaneous Services---	\$ 200.00
1771 Supplies -----	1,000.00
1772 Materials -----	2,000.00
1774 Equipment -----	2,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 11, 1947.

Approved August 22, 1947.

Ordinance Book 55, Page 19.

No. 329

AN ORDINANCE—Setting up a trust fund account for the purchase of streptomycin and the deposit of all payments made to the streptomycin trust fund, and authorizing the Director of the Department of Public Health

to purchase and administer streptomycin to patients at the Pittsburgh Tuberculosis Sanatorium with or without charge.

Whereas, Streptomycin is difficult of procurement and has been found to be successful in the treatment of certain types of tuberculosis; and

Whereas, Certain patients receiving the treatment are able and willing to contribute toward the cost of this special treatment; Now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a Streptomycin Trust Fund Account be and is hereby created for the deposit of all moneys received for the purchase and administration of streptomycin; and that the Director of the Department of Public Health be and is hereby authorized to administer streptomycin to patients at Pittsburgh Tuberculosis Sanatorium, without charge in cases where patients are unable to pay for the treatment and imposing such charges as he thinks proper upon those patients able to pay all or a portion of the cost of this special treatment. All moneys received shall be deposited in the Streptomycin Trust Fund Account.

Section 2. All expenditures from the Streptomycin Trust Fund Account for the purchase of streptomycin shall be on warrants signed by the Mayor and countersigned by the Controller.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 11, 1947.

Approved August 22, 1947.

Ordinance Book 55, Page 19.

No. 330

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of 3-section one way traffic signal lanterns

for the Bureau of Traffic Planning, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of 3-section one way traffic signal lanterns for the Bureau of Traffic Planning, Department of Public Safety at a cost not to exceed the sum of \$2,000.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1496, Equipment, Bureau of Traffic Planning, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 11, 1947.

Approved August 22, 1947.

Ordinance Book 55, Page 20.

No. 331

AN ORDINANCE—Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map Sheet Z-N10-E-30 by changing from a Forty-Five Foot District to a Thirty-Five Foot District, all that certain property, now classified "A-B" Residence District, fronting on the southerly side of Penn avenue extending eastwardly from South Richland street to South Braddock avenue.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, be

and the same is hereby amended by changing the Zone Map, Sheet Z-N10-E30, so as to change from a Forty-Five Foot (H-2) District to a Thirty-Five Foot (H-1) District all that certain property, now classified "A-B" Residence District, fronting on the southerly side of Penn avenue extending eastwardly from South Richland street to South Braddock avenue.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 11, 1947.

Approved August 22, 1947.

Ordinance Book 55, Page 20.

No. 332

AN ORDINANCE—Authorizing the issuance of warrants in favor of Duquesne Light Company in sums of \$60,174.76 and \$60,177.16 in payment for street lighting service furnished during the months of June and July, 1947, respectively, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of Duquesne Light Company in sums of \$60,174.76 and \$60,177.16, in payment for street lighting service furnished during the months of June and July, 1947, respectively, for the benefit of the City without previous authority of law, and charge same to Code Account No. 1597-2, Street Lighting, Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 18, 1947.

Approved August 26, 1947.

Ordinance Book 55, Page 21.

No. 333

AN ORDINANCE—Supplementing Section 14, City Planning Commission, of Ordinance No. 501, entitled "AN ORDINANCE—Fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 22, 1946.

Whereas, A certificate of emergency signed by the Mayor and the City Controller relating to this matter has been filed; Now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 14, City Planning Commission, of Ordinance No. 501, entitled "AN ORDINANCE—Fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, shall be and the same is hereby supplemented by adding thereto the following:

Planning Director	—\$7,425.00 per annum
Chief Planner	----- 6,600.00 per annum
Senior Planner	----- 5,000.00 per annum
Senior Planning Engineer	----- 4,225.00 per annum
Research Analyst	----- 4,104.00 per annum
Senior Secretary-Reporter	----- 2,700.00 per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 25, 1947.

Approved August 29, 1947.

Ordinance Book 55, Page 21.

No. 334

AN ORDINANCE—Declaring the existence of an emergency and transfer-

ring \$17,127.00 from Code Account 42, Contingent Fund, to the following: Code Account 1102—A-1, Salaries, Regular Employees, \$15,027.00; Code Account 1104—C, Supplies, \$580.00 and Code Account 1106—F, Equipment, \$1,520.00, all within the Department of City Planning.

WHEREAS, the Mayor and the City Controller have certified the existence of an emergency requiring additional funds for the payment of the salaries of additional employees, supplies and equipment, Department of City Planning, in connection with work for the Urban Redevelopment Authority; and,

WHEREAS, in the judgment of Council such an emergency exists; now, Therefore

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the following:
From Code Account

42, Contingent Fund	-----	\$17,127.00
To Code Account		
1102—A-1, Salaries, Regular Employees	-----	\$15,027.00
1104—C, Supplies	-----	580.00
1106—F, Equipment	-----	1,520.00
		\$17,127.00

all within the Department of City Planning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 25, 1947.

Approved August 29, 1947.

Ordinance Book 55, Page 22.

No. 335

AN ORDINANCE—Transferring \$900.00 from Code Account No. 1102—Salaries, Regular Employees, to Code Accounts No. 1103—Miscellaneous Serv-

ices, and No. 1104—Supplies, within the Department of City Planning.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$900.00 within the Department of City Planning as follows:

From Code Account No.	Amount
1102—Salaries, Regular Employees	\$900.00
To Code Account Nos.	
1103—Miscellaneous Services	\$100.00
1104—Supplies	800.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 18, 1947.

Approved August 29, 1947.

Ordinance Book 55, Page 22.

No. 336

AN ORDINANCE—Transferring \$300.00 to C. A. 1366, and \$400.00 to C. A. 1366-4, Bureau of Repairs, Department of Lands and Buildings, from C. A. 1807, Repairs, Department of Parks and Recreation.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the following sums: To Code Accounts No.

1366, Wages, Regular Employees, Carpenters	\$300.00
1366-4, Wages, Regular Employees, Electricians	400.00
	\$700.00

Bureau of Repairs, Department of Lands and Buildings.
From Code Account No.
1807, Repairs \$700.00
Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 18, 1947.

Approved August 29, 1947.

Ordinance Book 55, Page 23.

No. 337

AN ORDINANCE—Authorizing the issuance of warrants in favor of Pisani Brothers in the sum of \$520.00, et al., in payment for automotive repairs, materials and parts furnished and services rendered in the Bureau of Automotive Equipment, D. P. W., for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following in the amounts set opposite each name, in payment for automotive repairs, materials and parts furnished and services rendered in the Bureau of Automotive Equipment, D. P. W., for the benefit of the City without previous authority of law:

Pisani Brothers	\$520.00
Code Account 1516, Repairs.	
City Auto Radiator & Welding Co.	55.50
Code Account 1516, Repairs.	
Pittsburgh Auto Spring Co.	84.51
Code Account 1516, Repairs.	
Wm. Murison	41.65
Code Account 1516, Repairs.	
Auto Seat Cover Co.	20.00
Code Account 1516, Repairs.	
Packard-Wilkinsburg Co.	48.01
Code Account 1515-1, Parts.	
Pittsburgh Auto Equipment Co.	12.08
Code Account 1515-1, Parts.	
Pittsburgh Thermoline Co.	5.50
Code Account No. 1516, Repairs.	
Speedometer Service Co.	5.50
Code Account No. 1516, Repairs.	

Doer Brothers -----	5.00
Code Account No. 1516, Repairs.	
Wagner Electric Corporation-----	5.00
Code Account No. 1516, Repairs.	
Eierman Cadillac Co.-----	2.80
Code Account No. 1516, Repairs.	
Wilcox Brothers -----	1.75
Code Account 1515-1, Parts.	
Earl V. Burns-----	14.00
Code Account 1512, Wages	

TOTAL -----\$821.30

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 18, 1947.

Approved August 23, 1947.

Ordinance Book 55, Page 23.

No. 338

AN ORDINANCE—Authorizing the issuance of warrants in favor of War Assets Administration for \$1,380.00, and Mine Safety Appliances Co. for \$6.00 for supplies furnished the Bureau of Police and the Medical Division, D. P. S., respectively, without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1.—That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following for purchases made without previous authority of law:

War Assets Administration in the sum of \$1,380.00 for 200 Women's Navy blue serge worsted skirts and 200 jackets (Wave uniforms), chargeable to and payable from Code Account No. 1445, Supplies and Equipment, School Guards, Bureau of Police, D. P. S.

Mine Safety Appliances Co. in the sum of \$6.00 for 2—16 Cu. Ft. Refill Inhalation Carbogen Cylinders, chargeable to and payable from Code Account No. 1420, Supplies, Medical Division, D. P. S.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 18, 1947.

Approved August 29, 1947.

Ordinance Book 55, Page 24.

No. 339

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Fritz Kubitz in the sum of \$300.00 for services rendered the Bureau of Building Inspection without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1.—That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Fritz Kubitz in the sum of \$300.00 for 60 hours engineering services checking plans in the Bureau of Building Inspection at \$5.00 per hour, without previous authority of law, chargeable to and payable from Code Account No. 1011, Unallocated Funds.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 18, 1947.

Approved August 29, 1947.

Ordinance Book 55, Page 25.

No. 340

AN ORDINANCE—Amending Section 1 of Ordinance No. 305, entitled "An Ordinance transferring and appropriating the sum of Twenty Thousand (\$20,000.00) Dollars from Bond Fund No. 166-6, construction No. 4 Police Station to Bond Fund 166-5, Construction No. 47 Engine House, for the cost of construction of No. 47 Engine House, in-

cluding engineering and architectural expenses in connection therewith," approved the 6th day of August, 1947.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1.—That Section 1 of Ordinance No. 305, entitled "An Ordinance transferring and appropriating the sum of Twenty Thousand (\$20,000.00) Dollars from Bond Fund No. 166-6, construction of No. 4 Police Station to Bond Fund 166-5, construction No. 47 Engine House, for the cost of construction of No. 47 Engine House, including engineering and architectural expenses in connection therewith," approved August 6, 1947, be amended by striking out the sum of Twenty Thousand (\$20,000.00) Dollars and inserting in lieu thereof the sum of Nineteen Thousand Seven Hundred (\$19,700.00) Dollars.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 18, 1947.

Approved August 29, 1947.

Ordinance Book 55, Page 25.

No. 341

AN ORDINANCE—Providing for a contract or contracts for repairs to the Bureau of Tests Laboratory Building, Department of Public Works, located at Centre avenue and Dithridge street, and providing for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for repairs to gutters, cornice, downspouts, roof, ventilator, and painting of exterior woodwork of the Bureau of Tests Laboratory Building, Department of Public Works, in conformity with

the laws and ordinances governing said City, in an amount not exceeding \$1,800.00, chargeable to and payable from Code Account No. 1946.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 18, 1947.

Approved August 29, 1947.

Ordinance Book 55, Page 26.

No. 342

AN ORDINANCE—Providing for a contract or contracts for repair and repaving of Davis avenue bridge over Woods Run avenue, for reconstruction of Tustin street steps to South Twenty-second street bridge, for repairs to Washington street pedestrian subway under Bigelow boulevard, for repair and resurfacing of Shaler street bridge and Alexander street bridge over Saw Mill Run, and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for repair and repaving of Davis avenue bridge over Woods Run avenue, for reconstruction of Tustin street steps to South Twenty-second street bridge, for repairs to Washington street pedestrian subway under Bigelow boulevard, for repair and resurfacing of Shaler street bridge and Alexander street bridge over Saw Mill Run, in accordance with the laws and ordinances governing said City, in an amount not exceeding \$38,000.00, appropriated from and chargeable to Code Account No. 1541, Contract Schedule, Division of Bridges and Structures, Bureau of Engineering.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed so far as the same affects this Ordinance.

Passed August 18, 1947.

Approved August 29, 1947.

Ordinance Book 55, Page 26.

No. 343

AN ORDINANCE — Authorizing The Pittsburgh & West Virginia Railway Company to abandon and demolish its facilities in the City of Pittsburgh, to discontinue service therein, and to dismantle crossings where tracks and structures of said Company cross over the grades of Penn ave., Exchange way, Liberty ave., Block House way, Fourth ave., Third ave., Second ave., (Boulevard of the Allies) and First ave. in the City of Pittsburgh.

Whereas, by Ordinance 349 of 1903, certain rights, privileges and franchises were granted to the Pittsburgh, Carnegie & Western Railroad Company, and to its successors and assigns; and

Whereas, The said Railroad Company did pursuant to said ordinance construct elevated tracks and structures over Water street, First, Second, Third, Fourth, Liberty and Penn avenues and Duquesne way; and

Whereas, By Ordinance 302 of 1927 The Pittsburgh and West Virginia Railway Co., successor to the Pittsburgh, Carnegie & Western Railroad Company, was authorized to and did remove certain buildings, elevators and other structures over Second ave., and constructed other buildings, elevators and structures over said avenue as widened; and

Whereas, Applications have been made by the said Railway Company to the Interstate Commerce Commission and to the Public Utility Commission of Pennsylvania for permission to discontinue service in the City of Pittsburgh and to dismantle and raze all of its elevated tracks and structures in the First and Second Wards of the City of Pittsburgh extending from First avenue to Duquesne way,

excepting its Power House located on First ave., the Wabash building located at Liberty ave. and Ferry st., and a warehouse and store property located at 404 and 406 Penn ave. Application has also been made by the Railway Company to the City of Pittsburgh for approval of its said program; and

Whereas, It will be to the interest and advantage of the residents of the City of Pittsburgh to have said program executed.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. Permission is granted to The Pittsburgh & West Virginia Railway Co. to abandon its line of railroad and terminal properties in the City of Pittsburgh, to dismantle and raze its elevated tracks and structures in the First and Second Wards, extending from First ave. to Duquesne way, excepting its Power House located on First ave., the Wabash building located at Liberty ave. and Ferry st., and a warehouse and store property located at 404 and 406 Penn ave.

Permission is also granted to said Railway Company to dismantle and demolish the tracks and structures crossing the following public streets in the First and Second Wards of said City:

Penn avenue
Exchange way
Liberty avenue
Block House way
Fourth avenue
Third avenue
Second avenue (Boulevard of the Allies)
First avenue.

The said abandonment, demolition and abolition shall be done at the cost and expense of the Railway Company, and in conformity with ordinances, regulations and laws governing the conduct of the demolition, wrecking or razing of buildings, and the temporary closing of public thoroughfares during the progress of the work.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 18, 1947.

Approved August 29, 1947.

Ordinance Book 55, Page 27.

No. 344

AN ORDINANCE — Permitting employees of the City of Pittsburgh to accumulate annual sick leave for a period not exceeding three years, pursuant to an Act of Assembly, No. 422, approved the 28th day of June, 1947.

Whereas, it has been determined by Council of the City of Pittsburgh that it would be beneficial to the welfare of the City employees of said City to permit them to accumulate sick leave for a period not exceeding three years; and,

Whereas, the Act of Assembly, No. 422, approved June 28, 1947, permits City employees to accumulate said leave; Now, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That pursuant to the provisions contained in an Act of Assembly, No. 422, of the Commonwealth of Pennsylvania, approved June 28, 1947, employees of the City of Pittsburgh may accumulate sick leave for a period not exceeding three years, the accumulative period to be calculated from the effective date of the sick leave ordinance and subject to the regulations contained therein.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 25, 1947.

Approved September 5, 1947.

Ordinance Book 55, Page 28.

No. 345

AN ORDINANCE—Amending a portion of Section 91½, Bureau of

Automotive Equipment, Department of Public Works, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Whereas, A certificate of emergency has been signed by the Mayor and the City Controller relating to this matter; Now, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a portion of Section 91½, Bureau of Automotive Equipment, Department of Public Works, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," shall be amended by striking out that line which reads:

Two Blacksmiths, 16.00 each per day and inserting in lieu thereof:

Blacksmith-----	16.00 per day
Body and Fender Repairman---	
-----	16.00 per day

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 25, 1947.

Approved September 5, 1947.

Ordinance Book 55, Page 28.

No. 346

AN ORDINANCE—Exempting the position of Park Naturalist in the Department of Parks and Recreation, Bureau of Recreational Activities, from the requirements of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the position of Park Naturalist in the Department of Parks and Recreation, Bureau of Recreational

Activities, shall be and the same is hereby exempted from the provisions of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, providing that "all heads of Bureaus, employees and clerks of said City . . . shall be residents and inhabitants of the City of Pittsburgh, and shall reside therein during their term of service and employment, and shall have resided in said City at least two years immediately prior to such appointment."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 25, 1947.

Approved September 5, 1947.

Ordinance Book 55, Page 29.

No. 347

AN ORDINANCE—Providing for a six (6) month contract or contracts with one or more reputable private towers to tow to designated pounds vehicles illegally parked, wrecked, abandoned or seized within the limits of the City of Pittsburgh, and appropriating the sum of \$5,000.00 in payment of the cost of the same.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Safety be and they are hereby authorized and directed to advertise for proposals and to enter into a six (6) month contract or contracts with the lowest responsible bidder or bidders to tow to designated pounds vehicles illegally parked, wrecked, abandoned or seized within the limits of the City of Pittsburgh when such towing services are authorized by the Superintendent of Police, and appropriating the sum of \$5,000.00 for the payment of the cost thereof, chargeable to and payable from Code Account No. 42, Contingent Fund.

Section 2. That the towing contrac-

tors before entering on the performance of their duties shall each give a bond to the City of Pittsburgh in the sum of \$5,000.00 to insure the faithful and careful performance of the said contract or contracts.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 25, 1947.

Approved September 5, 1947.

Ordinance Book 55, Page 29.

No. 348

AN ORDINANCE—To provide for the towing and impounding of wrecked, abandoned, seized or illegally parked vehicles under the supervision of the Department of Public Safety and providing the methods and charges therefor.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That for the preservation of public peace, health and safety, the Director of the Department of Public Safety is hereby authorized and directed to designate a storage garage or garages subject to the approval of City Council, to be operated by the Department of Public Safety as an official vehicle pound or pounds to which vehicles impounded as herein-after provided shall be removed.

Section 2. Definition. For the purposes of this ordinance, all automobiles, tractors, trucks, truck-tractors, trailers, and other vehicles of any kind shall hereafter be referred to as "vehicles."

Section 3. Whenever any vehicle shall be found wrecked, abandoned, or parked in violation of laws and ordinances now or hereinafter in force, or shall be seized, such vehicle shall be removed, either by City operated towing equipment or by a contract tower, upon the authorization of the Superintendent, Bureau of Police, Department

of Public Safety to any of the official pounds.

Section 4. The person removing or directing the removal of any vehicle shall immediately make a report thereof to the Superintendent of Police, Department of Public Safety, giving the registration number and the location of the pound to which the vehicle has been removed, and the reason for its removal, and within twelve (12) hours from the time of removal, providing that the vehicle has not already been released from the pound, the Superintendent of Police shall notify the owner of record of such vehicle by registered mail that the same has been impounded, designating the place from which such vehicle was removed, the reason for its removal and impounding and the pound in which it has been impounded.

Section 5. The Superintendent of Police shall keep a record of all vehicles impounded, and be able at all times to furnish the owners, or agents thereof, with information as to the place of impounding.

Section 6. As a supplement to municipal towing, the Mayor and the Director of the Department of Public Safety be and they are hereby authorized and directed to solicit bids and to enter into annual contracts with one or more reputable private towors to tow to designated pounds vehicles illegally parked, wrecked, abandoned or seized within the limits of the City of Pittsburgh, when such towing services are authorized by the Superintendent of Police. The said contractors shall each give a bond in the sum of Five Thousand (\$5,000.00) Dollars to insure the faithful and careful performance of the said contracts.

Section 7. The towing charges shall be established in the contract between the City and the private towing contractor. Similar charges shall be adopted for municipal towing for the same haul. A copy of the rates charged for towing of all types of vehicles shall be posted in a conspicuous place in all designated pounds.

Section 8. Before the owner, or his agent, shall be permitted to remove an impounded vehicle from a desig-

nated pound, he shall:

- (a) Pay to the duly authorized agent of the City Treasurer at the location of the pound, the towing charges applicable to his type of vehicle, plus a storage charge, if the vehicle has been impounded in the garage for a period of longer than five (5) hours of One (\$1.00) Dollar per day or fraction thereof, and secure from such duly authorized agent of the City Treasurer a certified release in duplicate, such release indicating whether or not the payment was made under protest.
- (b) The agent of the City Treasurer shall retain the original copy of the said release, and upon proper identification and ownership by the owner or his agent, said vehicle shall be released to him.

- (c) Sign a receipt for such vehicle.

Section 9. The payment of towing and storage charges shall not operate to relieve the owner from liability for any fine or penalty for violation of any law or ordinance on account of which the vehicle was impounded, and provided further, that payments of such charges unless made "under protest" shall be final and conclusive, and shall constitute a waiver of any right to recover the money so paid.

Section 10. In the event that towing and impounding charges are paid "under protest" the offender shall be entitled to a hearing before a magistrate having jurisdiction, in which case the defendant shall be proceeded against and receive such notice as is provided by the Vehicle Code in other cases of summary offenses, and shall have the same rights as to appeal and waiver of hearing. If the magistrate shall, in accordance with law, acquit the defendant, the magistrate shall forthwith certify to the City Treasurer the facts, and the City Treasurer shall, within five (5) days, refund to the defendant the amount of said towing and storage charges paid by him or in his behalf. At the end of every month, the City Treasurer shall present to the City Controller a voucher for the total

amount of refunds paid out by him during that particular month. A warrant, reimbursing the City Treasurer for the total amount paid as refunds, shall then be issued by the Mayor and countersigned by the Controller.

Section 11. The person removing or directing the removal of any vehicle under the provisions of this ordinance shall affix securely a towing notice form in a prominent place on such vehicle, such form to bear the license number of the vehicle, the date, time, place, and nature of the violation, and the name or identifying badge number of the person removing or directing the removal of the vehicle.

Said towing notice form shall be made out in triplicate and shall be identified by a separate number on each original notice form, the same number to appear on all copies of the form. The original shall be delivered to the City Treasurer, and the duplicate copy, undetached from the book of forms, shall be returned to the City Controller by the Director of the Department of Public Safety, and the remaining copy shall be given to the offender.

Blank towing notice forms shall be delivered to the Director of the Department of Public Safety by the City Controller. The Director of the Department of Public Safety shall at each time of delivery give a receipt therefor to the City Controller, identifying the serial numbers of said forms. All police officers shall receipt in similar form to the Director of the Department of Public Safety for such of said forms as are issued to them.

The Director of the Department of Public Safety shall report monthly to the City Controller the number of towing notice forms issued to the Bureau of Police, and the number used as notices of violation by them.

The City Treasurer shall report monthly and yearly to the City Controller the following facts concerning towing and impounding of vehicles:

1. Total number of towing forms received, specifying the number towed by municipal equipment and by each private contractor.

2. Number of persons paying towing and storage charges not "under protest" and amounts paid.
3. Number of persons paying towing and storage charges "under protest" and amounts paid.
4. Number of persons to whom towing and storage charges were refunded, and amount of refunds.

The City Controller shall make a written report to the Mayor and City Council monthly, fully itemized to show in detail all facts submitted to him by the Director of the Department of Public Safety and the City Treasurer, and including a correlated summary showing accurately the effectiveness of the towing procedure. For this purpose, the City Controller or his representative shall have access to all necessary records of the Department of Public Safety and the City Treasurer.

Section 12. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 25, 1947.

Approved September 5, 1947.

Ordinance Book 55, Page 30.

No. 349

AN ORDINANCE—Authorizing and directing the construction of a public sanitary sewer on Beechland street and Theodore street, from a point about 80' North of Barberry street to the existing sanitary sewer on the south sidewalk of Theodore street, at a point about 85' East of Lindberg avenue, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a Public Sanitary Sewer be constructed on Beechland

street and Theodore street, from a point about 80' North of Barberry street to the existing sanitary sewer on the South sidewalk of Theodore street, at a point about 85' East of Lindberg avenue.

Commencing on Beechland street, at a point about 80' North of Barberry street; thence northwardly along Beechland street to Theodore street; thence eastwardly along Theodore street to the existing sanitary sewer on the south sidewalk of Theodore street, at a point about 85' East of Lindberg avenue. Said sewer on Beechland street to have 6" house lateral sewers extending from the main sewer to points about 1' inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of Seven Thousand (\$7,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 25, 1947.

Approved September 5, 1947.

Ordinance Book 55, Page 32.

No. 350

AN ORDINANCE—WIDENING Wenzell avenue at the intersection of Mackinaw avenue and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Wenzell avenue at the intersection of Mackinaw avenue shall be and the same is hereby widened by taking for public use for highway purposes, the following described property, to-wit:

BEGINNING on the northerly line of Wenzell avenue at a point distant 16.69 feet east of the intersection of the present northerly line of Wenzell avenue and the southerly line of Mackinaw avenue; thence extending westwardly along the present northerly line of Wenzell avenue, 16.69 feet to the intersection of the northerly line of Wenzell avenue and the southerly line of Mackinaw avenue; thence eastwardly along the southerly line of Mackinaw ave., 13.38 feet to a point of curve; thence westwardly and southwardly by the arc of a circle deflecting to the left with a radius of 10 feet and a central angle of 54° 32' for an arc distance of 9.52 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Wenzell avenue at the intersection of Mackinaw avenue to be widened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed so far as the same affects this Ordinance.

Passed August 25, 1947.

Approved September 5, 1957.

Ordinance Book 55, Page 33.

No. 351

AN ORDINANCE—Widening Espy avenue from Wenzell avenue to the dividing line between the City of Pittsburgh and the Borough of Dormont and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. Beginning at the intersection of the southerly line of that portion of Wenzell ave. having a width of 40 ft. and the westerly line of Espy avenue as laid out and dedicated in the Wenzell Court Plan of Lots of record in the Recorder's Office of Allegheny County in Plan Book, Volume 41, page 85; thence extending along the said westerly line of Espy avenue, South 34° 48' 30" West, 169.61 feet to the dividing line between the City of Pittsburgh and the Borough of Dormont, thence along the said dividing line North 32° 24' West, 44.18 feet to the westerly line of Espy avenue, 50 feet in width, as now opened in the Borough of Dormont; thence along the westerly line of the said Espy avenue as opened in the Borough of Dormont produced, North 41° 29' East, 119.88 feet to a point of curve; thence north-westwardly by the arc of a circle deflecting to the left with a radius of 30 feet and a central angle of 96° 33' for an arc distance of 50.55 feet to a point of tangent on the southerly line of Wenzell avenue; thence along the southerly line of Wenzell avenue, South 55° 04' East, 56.46 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Espy avenue from Wenzell avenue to the dividing line

between the City of Pittsburgh and the Borough of Dormont to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 25, 1947.

Approved September 5, 1947.

Ordinance Book 55, Page 34.

No. 352

AN ORDINANCE—VACATING a strip three feet wide along the southerly line of Kent way from Fifty-third street to Fifty-fourth street in the 10th Ward of the City of Pittsburgh.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a strip three feet wide along the southerly line of Kent way from Fifty-third street to Fifty-fourth street in the 10th Ward of the City of Pittsburgh shall be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed August 25, 1947.

Approved September 5, 1947.

Ordinance Book 55, Page 35.

No. 353

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Parks and Recreation, on behalf of the City of Pittsburgh, to lease to the Pittsburgh Garden Center a portion of the garage in Mellon Park for a period of twenty (20) years, commencing on October 1, 1947, in consideration of lessee's making improvements thereto.

Whereas, the Pittsburgh Garden Center, a non-profit Pennsylvania corporation, having its place of business in Pittsburgh, is now lessee of a portion of the garage in Mellon Park, under a lease expiring on September 30, 1947, at an annual rental of \$1.00; and,

Whereas, the said lessee has used and is using the premises for flower gardens, which are open to the public, and to promote interest in gardening among the residents of Pittsburgh, to the benefit and interest of the public; and,

Whereas, the lessee is desirous of securing a twenty (20) year lease for said premises to continue the same uses and purposes during the term of the lease, and, further, the lessee is desirous of remodeling and improving the premises at its own expense, and at a cost of not less than \$15,000.00, and is willing that, at the expiration of the term, said improvements shall become and remain the property of the City; now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Parks and Recreation be and they are hereby authorized and directed, on behalf of the City of Pittsburgh, to lease to the Pittsburgh Garden Center a portion of the garage in Mellon Park for a period of twenty (20) years, commencing on the first day of October, 1947, at an annual rental of \$1.00, upon the following terms and conditions:

(a) The lessee shall agree as part of the consideration for the lease to make additions and improvements to the

premises at a cost of not less than \$15,000.00, to be paid by the lessee, and the same shall become the property of the City at the expiration of the lease. All such alterations and additions will be subject to the approval of the Director of the Department of Parks and Recreation.

(b) Said lease shall permit the lessee the full use of the three (3) rooms on the ground floor and the use of two (2) rooms on the second floor, exclusive of those now being used by the caretaker of the City of Pittsburgh. The basement shall not be included in this lease.

(c) The lessor will operate the heating system and will furnish all utilities, including light, water and gas, for and during the first five (5) years of the term of this lease. After the expiration of said period the cost of said utilities, including light, water and gas, will be paid for by the lessee.

(d) The lessee shall be responsible for cleaning, maintaining and operating the premises covered by this lease.

(e) Automobile traffic in the vicinity of the garage shall be confined to loading and unloading only, and will be subject to the regulations of the Department of Parks and Recreation.

(f) Violation of any of the terms of the lease will subject the same to forfeiture at the discretion of the Director of the Department of Parks and Recreation.

(g) The lessor shall not be liable for any injury or damages to any person or property on the premises occupied by the lessee.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 2, 1947.

Approved September 10, 1947.

Ordinance Book 55, Page 35.

No. 354

AN ORDINANCE — Transferring the sum of \$1800.00 from Code Account Nos. 1229 and 1237, Department of Public Health, to Code Account Nos. 1367-3, 1367-7 and 1370, Department of Lands and Buildings.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the following amounts from the Department of Public Health to the Department of Lands and Buildings:

FROM CODE ACCOUNT NOS.

1229 Wages, Regular Employees, Tuberculosis Hospital	\$ 900.00
1237 Wages, Regular Employees, Municipal Hospital ..	900.00
	<u>\$1800.00</u>

TO CODE ACCOUNT NOS.

1367-3 Wages, Temporary Employees, Plumbers, Bureau of Repairs	\$100.00
1367-7 Wages, Temporary Employees, Electricians, Bureau of Repairs	250.00
1370 Wages, Regular Employees, Bureau of Operating Maintenance	1450.00
	<u>\$1800.00</u>

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 2, 1947.

Approved September 10, 1947.

Ordinance Book 55, Page 36.

No. 355

AN ORDINANCE—Amending a portion of Sections 27 and 28, De-

partment of Public Health, of Ordinance 501, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That, WHEREAS, James P. Kirk, Deputy Mayor, and Edward R. Frey, Controller, have certified to Council that an emergency exists, a portion of Sections 27 and 28, Department of Public Health, of Ordinance 501, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946, shall be amended by striking out the number of days wherever they appear in said sections of the Salary Ordinance for the year 1947 opposite the classifications of Three Apprentice Engineers and Relief Apprentice Engineer of the Tuberculosis Hospital and of Municipal Hospital.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 2, 1947.

Approved September 10, 1947.

Ordinance Book 55, Page 37.

No. 356

AN ORDINANCE—Amending portions of Section 31, Bureau of Smoke Prevention, Department of Public Health, of Ordinance No. 501, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946, by adding thereto one stenographer-clerk and one clerk.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That, whereas James P. Kirk, Deputy Mayor, and Edward R. Frey, Controller, have certified to Council that an emergency exists, Section 31, Bureau of Smoke Prevention, Department of Public Health, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," be and the same is hereby amended by adding thereto the following:

One Stenographer-Clerk -----
-----\$1,965.00 per annum
One Clerk ----- 2,017.00 per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 2, 1947.

Approved September 10, 1947.

Ordinance Book 55, Page 37.

No. 357

AN ORDINANCE—Amending a portion of Section 62, Asphalt Plant, Department of Public Works, of Ordinance No. 501 entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a portion of Section 62, Asphalt Plant, Department of Public Works, of Ordinance No. 501, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946, shall be amended by striking out the number of days wherever they appear in said section of the Salary Ordinance for the year 1947.

Section 2. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 2, 1947.

Approved September 10, 1947.

Ordinance Book 55, Page 38.

No. 358

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Babcock and Wilcox Company in the sum of \$1,140.93 in payment for emergency repairs to Boiler No. 3 at Ross Pumping Station for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Babcock and Wilcox Company in the sum of \$1,140.93 in payment for emergency repairs to Boiler No. 3 at Ross Pumping Station for the benefit of the City without previous authority of law, and charge same to Code Account No. 1773, Repairs, Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 2, 1947.

Approved September 10, 1947.

Ordinance Book 55, Page 38.

No. 359

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of three new Bulldozers for the Bureau of City Refuse, Department of Public Works, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts with the lowest responsible bidder or bidders for the furnishing and delivery of three new Bulldozers for the Bureau of City Refuse, Department of Public Works, including the trade-in of one old Bulldozer, at a total cost not to exceed the sum of \$21,000.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901 and various supplements and amendments thereto and the Ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Bond Fund No. 171-3, Motorized Equipment, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 2, 1947.

Approved September 10, 1947.

Ordinance Book 55, Page 39.

No. 360

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Binders for the Department of the City Treasurer, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Binders at a cost not to exceed the sum of \$800.00 for the Department of the City Treasurer, in accordance with an Act of

Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1066, Equipment, Department of City Treasurer.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 2, 1947.

Approved September 10, 1947.

Ordinance Book 55, Page 39.

No. 361

AN ORDINANCE—Authorizing and directing the Department of City Treasurer, City of Pittsburgh, to provide mailing facilities to the Tuberculosis Control Program and to furnish postage, United States Postal Cards and other mailing requirements, which may be properly charged to Code Account No. 51, Departmental Postage.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Department of City Treasurer is authorized and directed to provide mailing facilities to the Tuberculosis Control Program, Department of Public Health, City of Pittsburgh, and to furnish postage, United States Postal Cards and any other mailing requirements which may be properly charged to Code Account No. 51, Departmental Postage.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 2, 1947.

Approved September 10, 1947.

Ordinance Book 55, Page 40.

No. 362

AN ORDINANCE—Granting unto the Midtown Motors, Inc., of Pittsburgh, its successors or assigns, the right to construct, maintain and use projections supported by steel, 18" over the southerly line of Bigelow boulevard, in the Second Ward, Pittsburgh, Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Midtown Motors, Inc., of Pittsburgh, its successors or assigns, are hereby given the right and authority, at its own cost and expense, to use projections supported by steel 18" over the southerly line of Bigelow boulevard, in the Second Ward, Pittsburgh, Pa.

BIGELOW BOULEVARD PROJECTION

The said projection supported by steel shall begin at a point on the southerly line of Bigelow boulevard, distant 96.0' Westwardly from the Westerly line of Tunnel street; thence continuing in a Westerly direction by the arc of circle, with a central angle of 41° 46' 20" and a radius of 22.83 for a distance of 17.74' to a point, on the southerly line of Bigelow boulevard 112.28' Westwardly from the West line of Tunnel street, having a maximum projection of 18" from the South line of Bigelow boulevard over the south sidewalk area of said boulevard. The said projection shall be constructed according to the provisions of this Ordinance and in accordance with the plan identified as Accession No. B—597, on file in the Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. The said Grantee, its successors or assigns, prior to the beginning of the construction of the projection, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set or plans, in triplicate, showing the location of all details for the construction of said projection, said plan and the construction of the projection shall be subject to the approval and supervision of the Director of the Department of Public Works.

ment of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh, and its power over City streets, and to the ordinances of the City of Pittsburgh relating thereto and to the provisions of any general ordinances which may hereafter be passed relating to the same.

Section 4. The said grantee shall bear the full cost and expense for the repaving and repair of the streets or sidewalks above affected by this improvement; or the repair of any structure which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said projection; all of said work, including repairs of street or sidewalks, shall be done in a manner and at such time as said Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said projection upon giving to the said Midtown Motors, Inc., its successors or assigns, at least six (6) months' written notice from the proper officers of the City pursuant to a resolution or ordinance of Council; and the said Midtown Motors, Inc., its successors or assigns, when so notified, shall at or before the expiration of the said six (6) months, remove the said projections and restore the street to proper condition at their own cost and expense, and to the satisfaction of the Director of the Department of Public Works.

Section 6. The said Midtown Motors, Inc., its successors or assigns, shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and sub-surface structures therein, caused by or arising out of the construction, maintenance, use and operation of said projection, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the conditions that this Ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor of the City of Pittsburgh, the said Midtown Motors, Inc., its successors or assigns, shall file with the proper officers of the City of Pittsburgh, their certificate of acceptance to be executed by said Midtown Motors, Inc.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 2, 1947.

Approved September 10, 1947.

Ordinance Book 55, Page 40.

No. 363

AN ORDINANCE—Authorizing the issuance of a warrant in favor of the Duquesne Light Company in the sum of \$60,194.54, in payment for street lighting service furnished, during the month of August, 1947, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Duquesne Light Company, in the sum of \$60,194.54 in payment for street lighting service furnished, during the month of August, 1947, for the benefit of the City without previous authority of law, and charge same to Code Account 1597-2, Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 8, 1947.

Approved September 19, 1947.

Ordinance Book 55, Page 42.

No. 364

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Dinardo, Inc., in the sum of \$1,435.57 in payment for extra work performed on the contract for Cherry Way Widening and Repaving, in the Department of Public Works for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Dinardo, Inc., in the sum of \$1,435.57 in payment for extra work performed on the contract for Cherry Way Widening and Repaving, Controller's Register No. 561, in the Department of Public Works for the benefit of the City without previous authority of law, and charge same to Assessment Work.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 8, 1947.

Approved September 19, 1947.

Ordinance Book 55, Page 42.

No. 365

AN ORDINANCE — Transferring the sum of \$3,100.00 from Code Account No. 1699, Refuse Contract Account, to Code Account Nos. 1689, Materials and 1691, Equipment, all within the Bureau of City Refuse, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller

is hereby authorized and directed to make the following transfers between code accounts of the Bureau of City Refuse, Department of Public Works:

FROM CODE ACCOUNT NO.:

1699 Refuse Contract Account \$3,100.00

TO CODE ACCOUNT NOS.:

1689, Materials ----- 3,000.00

1691, Equipment ----- 100.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance

Passed September 8, 1947.

Approved September 19, 1947.

Ordinance Book 55, Page 43.

No. 366

AN ORDINANCE—Transferring \$500.00 to Code Account No. 1530, Miscellaneous Services, Bureau of Engineering, from Code Account No. 1536, Castings, Bureau of Engineering, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$500.00 to Code Account No. 1530, Miscellaneous Services, Bureau of Engineering, from Code Account No. 1536, Castings, Bureau of Engineering, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 8, 1947.

Approved September 19, 1947.

Ordinance Book 55, Page 43.

No. 367

AN ORDINANCE — Transferring the sum of \$3,900.00 from Code Account No. 1676, Bureau of City Refuse, to Code Account Nos. 1644 and 1645, Bureau of Highways and Sewers, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum as follows:

FROM CODE ACCOUNT NO. "

Bureau of City Refuse

1676—Wages, Regular Employees,
January to March ----- \$3,900.00

TO CODE ACCOUNT NOS.

Bureau of Highways and Sewers

1644 Wages, Tractor Operators,
July to September ----- 1,300.00

1645 Wages, Tractor Operators,
October to December --- 2,600.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 8, 1947.

Approved September 19, 1947.

Ordinance Book 55, Page 43.

No. 368

AN ORDINANCE — Transferring \$1,000.00 from Code Account No. 1074, Salaries, Regular Employees, and \$2,000.00 from Code Account No. 1076, Witness Fees, Department of Law, to Code Account No. 1075, Miscellaneous Services, Department of Law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to make the following transfers from Code Accounts in the Department of Law:

Code Account No. 1074,
Salaries Regular Employees \$1,000.00
Code Account No. 1076,
Witness Fees ----- 2,000.00

\$3,000.00

to:

Code Account No. 1075, mis-
cellaneous Services, Depart-
ment of Law ----- \$3,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 8, 1947.

Approved September 19, 1947.

Ordinance Book 55, Page 44.

No. 369

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of one adding machine for the Department of the City Controller, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder for the furnishing and delivery of one adding machine at a cost not to exceed the sum of \$800.00, including the trade-in of 1 shuttle carriage and stand, for the Department of the City Controller, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1051, Equipment, Department of City Controller.

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 8, 1947.

Approved September 19, 1947.

Ordinance Book 55, Page 44.

No. 370

AN ORDINANCE — Providing for a contract or contracts for the construction of sewers and facilities to connect existing sewers discharging into the Sanitary Fill, and for the drainage thereof, in the 28th Ward, including all other work necessary in connection therewith, and providing for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction of sewers and facilities to connect existing sewers discharging into the Sanitary Fill, and for the drainage thereof, in the 28th Ward, including all other work necessary in connection therewith, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of \$18,000.00, which amount is hereby appropriated from and chargeable to Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 8, 1947.

Approved September 19, 1947.

Ordinance Book 55, Page 45.

No. 371

AN ORDINANCE — Repealing Ordinance No. 123, approved April 10,

1947, entitled "An Ordinance refixing the width and position of the roadway and sidewalks of Washington Place from Fifth avenue to Wylie avenue."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Ordinance No. 123, approved April 10, 1947, entitled "An Ordinance refixing the width and position of the roadway and sidewalks of Washington Place from Fifth avenue to Wylie avenue" shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 8, 1947.

Approved September 19, 1947.

Ordinance Book Page 55, Page 45.

No. 372

AN ORDINANCE—Authorizing the issuance of warrant in favor of E. J. Griffiths, Agent, Sanitary Manufacturing Co. of Pittsburgh, in the amount of \$900.00, for Miscellaneous Services furnished for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized to issue, and the City Controller to countersign, warrant in favor of E. J. Griffiths, Agent, Sanitary Manufacturing Co. of Pittsburgh, in the amount of \$900.00, for Miscellaneous Services furnished for the benefit of the City without previous authority of law, and charge the same to Code Account No. 1361, Miscellaneous Services, Department of Lands and Buildings.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 15, 1947.

Approved September 25, 1947.

Ordinance Book 55, Page 46.

No. 373

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Adams and Watson for \$465.00 for the razing of a two-story brick extension at the rear of a building located at 2824 Penn avenue.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Adams and Watson for \$465.00 for the razing of a two-story brick extension at the rear of a building located at 2824 Penn avenue, and charge same to Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 15, 1947.

Approved September 25, 1947.

Ordinance Book, 55, Page 46.

No. 374

AN ORDINANCE—Providing for a contract or contracts for the construction of water lines and appurtenances to and within the Millermont Plan of Lots, and all other work necessary in connection with said construction, and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construc-

tion of water lines and appurtenances, on public streets to and within The Millermont Plan of Lots, including but not limited to Woodbine street from Stanton avenue to Stanton terrace, Coleridge street from Woodbine street to a property line and Stanton Terrace from Stanton avenue to a property line, and all other work necessary in connection with said construction, in accordance with the laws, and ordinances governing said City, in an amount not exceeding \$45,000.00, including engineering and other necessary expenses, appropriated from and chargeable to Code Account No. 1443, Salaries, Bureau of Police, provided, however, that the amount herein transferred will be restored to Code Account No. 1443, Salaries, Bureau of Police, not later than December 1, 1947.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 15, 1947.

Approved September 25, 1947.

Ordinance Book 55, Page 47.

No. 375

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Fifty-Five and a Half street from Camelia street to Celadine street, and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Fifty-Five and a Half street, from Camelia street to Celadine street, be graded, paved and curbed, and other work incidental thereto, and that, as may be necessary,

approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Fifty-Five and a Half street, from Camelia street to Celadine street, and other work incidental thereto, including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Ten Thousand (\$10,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 15, 1947.

Approved September 25, 1947.

Ordinance Book 55, Page 48.

No. 376

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Office and Drafting Room Equipment for the Department of City Planning, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Office and Drafting Room Equipment for the Department of City Planning at a total cost not to exceed the sum of \$1175.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1106, Department of City Planning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 15, 1947.

Approved September 25, 1947.

Ordinance Book 55, Page 48.

No. 377

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of one Burster machine to detach continuous forms, etc., for the Department of the City Treasurer, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of one Burster machine to detach continuous forms, etc., for the Department of the City Treasurer, at a cost not to exceed the sum of \$750.00, in accordance with an Act of Assembly entitled,

"An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1066, Equipment, Department of City Treasurer.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 15, 1947.

Approved September 25, 1947.

Ordinance Book 55, Page 49.

No. 378

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of one Chassis for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of one Chassis for the Bureau of Fire, Department of Public Safety, at a cost not to exceed the sum of \$3300.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 15, 1947.

Approved September 25, 1947.

Ordinance Book 55, Page 49.

No. 379

AN ORDINANCE — Granting unto Nahib Y. Dahud of Pittsburgh, his successors or assigns, the right and privilege to construct, maintain, use and operate a vault and cellar door entrance in the southerly sidewalk area of Rippey street in the 11th Ward, Pittsburgh, Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Nahib Y. Dahud of Pittsburgh, his successors or assigns, is hereby given the right, privilege and authority to construct, maintain, use and operate, at his own cost and expense, a vault and cellar door entrance adjoining his property, located at No. 5910 Rippey street, in the 11th Ward, Pittsburgh, Pennsylvania.

The vault and cellar door entrance to be constructed by virtue of this Ordinance is to occupy a portion of the southerly sidewalk area of Rippey street, bounded and described as follows:

Beginning at a point on the southerly line of Rippey street, distant 90.50' eastwardly from the easterly line of North Beatty street; thence eastwardly along the southerly line of Rippey street 7.0' to a point; thence deflecting to the left 90° 0' 0" in a northerly direction for a distance of 4.50' to a point; thence deflecting to the left 90° 0' 0" in a westerly direction for a distance of 7.0' to a point; thence deflecting to the left in a southerly direction for a distance of 4.5' to a point on the southerly line of Rippey street, the place of beginning. The said cellar door entrance to be installed shall be the Standard Cellar Door of the City of Pittsburgh, approved August 15, 1940.

The said vault and cellar door entrance shall be constructed according to the provision of this Ordinance and in accord with plan, known as Accession No. B-598, on file in the office

of the Division of Utilities, Bureau of Engineering, Department of Public Works.

Section 2. The said grantee, prior to the beginning of the construction of the said vault and cellar door entrance, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing the location and all details for the construction of said vault and cellar door entrance, said plans and the construction of the vault and cellar door entrance shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The right and privilege herein granted shall be subject and subordinate to the right of the City of Pittsburgh and its powers and supervision over City streets, and also to Ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which have been or may be hereafter passed relating to the construction, maintenance and use of a vault and cellar door entrance on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repair of any street pavement damaged, repair of sewers, water lines and any other surface and sub-surface structures, which may be in any way damaged or disturbed by reason of the construction, maintenance, use and operation of said vault and cellar door entrance. All work, including the repaving and repairing of any portion of the street damaged, shall be done in the manner and at such times as the Director of the Department of Public Works may order and shall be subject to his approval and supervision.

Section 5. The right and privilege granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said vault and cellar door entrance upon giving to the said Grantee at least six (6) months' written notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said Nahib Y. Dahud, his

successors or assigns, to that effect, and that the said Grantee shall, when so notified, at the expiration of the said six (6) months, forthwith remove the said vault and cellar door entrance and replace the street to its original condition, at his own cost and expense.

Section 6. The said Grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the streets and sub-surface structures therein, by reason of the construction, maintenance, use and operation of said vault and cellar door entrance, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit: This Ordinance shall become null and void unless within thirty (30) days after its passage and approval, the said Nahib Y. Dahud, his successors or assigns, shall file with the City Controller, his certificate of acceptance of the provisions thereof, said certificate to be executed by said Nahib Y. Dahud, his successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 15, 1947.

Approved September 25, 1947.

Ordinance Book 55, Page 50.

No. 380

AN ORDINANCE—OPENING Noah way from Sylvan avenue to Tasso street and from Sylvan avenue to Irvine street and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Noah way from Sylvan avenue to Tasso street and from Sylvan avenue to Irvine street, shall be and the same is hereby opened to a uniform width of 12.0 feet with the center line of each portion being separately described as follows, to-wit:

PORTION FROM SYLVAN AVENUE TO TASSO STREET:

Beginning on the easterly line of Sylvan avenue at a point distant north 33° 18' west 333.85 feet from the first angle therein north of Monongahela street; thence extending north 67° 53' 30" east, 255 feet, more or less, to the westerly line of Tasso street.

PORTION FROM SYLVAN AVENUE TO IRVINE STREET:

Beginning on the westerly line of Sylvan avenue at a point distant north 33° 18' west 374.74 feet from the first angle therein north of Monongahela street; thence extending south 69° 45' west 320 feet, more or less, to the easterly line of Irvine street.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Noah way from Sylvan avenue to Tasso street and from Sylvan avenue to Irvine street to be opened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 15, 1947.

Approved September 25, 1947.

Ordinance Book 55, Page 51.

No. 381

AN ORDINANCE — WIDENING Idlewood road from a point 12.22 feet north of the point of curve at the northerly terminus of the second curve north of the Chartiers Cemetery to Bell avenue and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Idlewood road from a point 12.22 feet north of the point of curve at the northerly terminus of the second curve north of the Chartiers Cemetery to Bell avenue shall be and the same is hereby widened to a variable and minimum width of 50.0 feet, so that the street as widened shall lie between the following described lines:

The easterly line shall begin on the present easterly line of Idlewood road at a point of curve distant north $15^{\circ} 42'$ east 12.22 feet along the present easterly line from the point of curve at the northerly terminus of the second curve therein north of the Chartiers Cemetery; thence, shall extend southwardly by the arc of a circle deflecting to the left with a radius of 335.0 feet and a central angle of $54^{\circ} 54'$ for an arc distance of 321.0 feet to a point of tangent; thence, by the tangent parallel to and 10.0 feet east of the present easterly line, south $39^{\circ} 12'$ east 105.37 feet to a point of curve; thence, southwardly by the arc of a circle deflecting to the right with a radius of 1125.0 feet and a central angle of $12^{\circ} 03'$ for an arc distance of 236.60 feet to a point of tangent; thence by the tangent south $27^{\circ} 09'$ east 542.16 feet to the southerly line of Bell avenue produced; thence, along the southerly line of Bell avenue produced south $42^{\circ} 01'$ west 5.35 feet to the easterly line of that portion of Idlewood road extending south of Bell avenue.

The westerly line, from a point perpendicularly opposite the beginning point of the above described easterly

line to the northerly line of the Chartiers Cemetery produced, shall coincide with the present westerly line; thence shall extend along the northerly line of the Chartiers Cemetery produced, north $44^{\circ} 21'$ east 3.70 feet to a point; thence, southwardly parallel to and 50.0 feet west of the above described easterly line by the arc of a circle deflecting to the right with a radius of 1075.0 feet and a central angle of $0^{\circ} 19' 10''$ for an arc distance of 5.99 feet to a point of tangent; thence, by the tangent continuing parallel to and 50.0 feet west of the above described easterly line, south $27^{\circ} 09'$ east 483.91 feet to a point of curve; thence, southwestwardly by the arc of a circle deflecting to the right with a radius of 50.0 feet and a central angle of $69^{\circ} 10'$ for an arc distance of 60.36 feet to a point of tangent on the northerly line of Bell avenue, said point of tangent being south $42^{\circ} 01'$ west 39.82 feet along the northerly line of Bell avenue from the present westerly line of Idlewood road.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Idlewood road from a point 12.22 feet north of the point of curve at the northerly terminus of the second curve north of the Chartiers Cemetery to Bell avenue to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 15, 1947.

Approved September 25, 1947.

Ordinance Book 55, Page 52.

No. 382

AN ORDINANCE—ESTABLISHING and

Re-establishing the grade of Coleridge street from McCabe street to a point 195'33 feet westwardly therefrom.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the grade of the northerly curb line of Coleridge street from McCabe street to a point 195.33 feet westwardly therefrom shall be and the same is hereby established and re-established as follows, to-wit:

BEGINNING at the westerly 13-foot line of McCabe street at an elevation of 1124.57 feet; thence falling by a convex parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 1120.97 feet; thence falling at the rate of 18.0% for a distance of 46.57 feet to a point of curve to an elevation of 112.59 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 1112.57 feet, thence falling at the rate of 13.0% for a distance of 62.0 feet to a point 195.33 feet west of the westerly line of McCabe street to an elevation of 1095.23 feet meeting at that point the grade of Coleridge street as established by Ordinance No. 177, approved May 23, 1921.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 15, 1947.

Approved September 25, 1947.

Ordinance Book 55, Page 53.

No. 383

AN ORDINANCE—Supplementing Section 31 of Ordinance No. 450, known as the "Charter Ordinance" entitled, "An Ordinance to carry into effect in the City of Pittsburgh an Act of Assembly entitled, 'An Act for the government of cities of the second

class,' approved the 7th day of March 1901; referring to the qualifications and appointments of the City Recorder; establishing the Departments of Public Safety, Public Works, Collector of Delinquent Taxes, Assessors, City Treasurer, City Controller, Law, Charities and Correction, and Sinking Fund Commission; creating and fixing Bureaus and the titles thereof, and subordinate officers and offices; prescribing the mode of their election or appointment, defining the duties and powers of such; fixing the amount of bonds to be given, and allotting the various Bureaus and other officers to the proper Departments," approved January 7, 1902.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 31 of Ordinance No. 450, known as the "Charter Ordinance" entitled, "An Ordinance to carry into effect in the City of Pittsburgh an Act of Assembly entitled, 'An Act for the government of cities of the second class,' approved the 7th day of March 1901; referring to the qualifications and appointments of the City Recorder; establishing the Departments of Public Safety, Public Works, Collector of Delinquent Taxes, Assessors, City Treasurer, City Controller, Law, Charities and Correction, and Sinking Fund Commission; creating and fixing Bureaus and the titles thereof, and subordinate officers and offices; prescribing the mode of their election or appointment, defining the duties and powers of such; fixing the amount of bonds to be given, and allotting the various Bureaus and other officers to the proper Departments," approved January 7, 1902, shall be supplemented by adding the following:

"During the absence, illness or incapacity of the City Solicitor the First Assistant City Solicitor shall approve contracts as to form, sign vouchers, and payrolls and any other papers requiring the signatures of the City Solicitor. The City Solicitor shall notify the City Controller in writing of any contemplated absence. The Mayor shall notify the City Controller of any inability of the City Solicitor to act by reason of illness or disability.

"Any and all approvals as to form of contracts, signing of vouchers, signing of requisitions, signing of payrolls and all other acts heretofore performed by the First Assistant City Solicitor for and on behalf of the City Solicitor during the absence or disability of the City Solicitor, are hereby ratified and confirmed."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 22, 1947.

Approved September 25, 1947.

Ordinance Book 55, Page 53.

No. 384

AN ORDINANCE — Approving the prayer of a petition for the annexation of a tract of land now in the Township of Baldwin into the City of Pittsburgh.

The Council of the City of Pittsburgh hereby enacts as follows:

Whereas, Harry E. Smith and Cora E. Smith, his wife, Ira Hurwick and Sandor S. Klein, the owners of a tract of land situate in the Township of Baldwin, have presented a petition praying that the tract of land hereinafter described be detached from the Township of Baldwin and annexed to the City of Pittsburgh, to-wit:

ALL that certain tract of land situate in the Township of Baldwin, County of Allegheny and State of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a point in Elwyn road at the dividing line between the property of J. H. Klein and Ebenshire Village Plan No. 2, recorded in PBV 41, pages 94 to 96 inc., and running thence Northwardly along Elwyn road by a curve curving to the left having a radius of Four thousand (4,000) feet, a distance of Eight hundred thirty and thirty-nine hundredths (830.39) feet to a point; thence still along Elwyn road,

North 53° 12' West, One hundred twenty-one and one hundredth (121.01) feet to a point; thence North 1° 15' West, One hundred eighty-one and thirty-one hundredths (181.31) feet to the Easterly side of Creedmoor avenue; thence Northwardly along the Easterly side of Creedmoor avenue by a curve curving to the left having a radius of Seventy (70) feet, a distance of Thirty-eight and twenty-six hundredths (38.26) feet to a point; thence still along the Easterly side of Creedmoor avenue North 1° 15' West, Eight hundred eighteen and fifty-six hundredths (818.56) feet and North 6° 52' East, Two hundred twenty-three and eighteen hundredths (223.18) feet to the Southerly side of Walnut way, Ten (10) feet wide; thence along the Southerly side of Walnut way, Ten (10) feet wide, North 83° 48' East, Three hundred fifty-two and seventy-six hundredths (352.76) feet to the easterly side of Juno way, Ten (10) feet wide; thence along the Easterly side of Juno way, Ten (10) feet wide, North 3° 32' West, Four hundred thirty-two and thirty hundredths (432.30) feet and North 0° 16' West, Four and seventeen hundredths (4.17) feet to Lot No. 1 in Ebenshire Village Plan No. 1, (PBV 37, page 190); thence along said lot, the Southerly end of Eben street, and along Lot No. 8 in said plan, South 85° 05' East, Two hundred thirty-two and forty-eight hundredths (232.48) feet to the property of the Board of Public Education, Carmalt School; thence along said property South 34° 12' East, Three hundred forty-eight and five hundredths (348.05) feet and South 33° 58' 20" East, One thousand one hundred seventeen and twenty-nine hundredths (1,117.29) feet to Cohen Way; thence along said way, property of R. G. Hibbard, the North-erly end of Klein Place, and the property of A. Hibbard, South 65° 28' West, Eight hundred thirty-eight and thirty-nine hundredths (838.39) feet to a point; thence along the property of A. Hibbard and J. H. Klein, South 13° 50' East, Five hundred fifty-seven and thirteen hundredths (557.13) feet and South 12° 49' West, Two hundred forty-six and seventy-eight hundredths (246.78) feet to the place of beginning. Containing 39.249 acres.

HAVING erected thereon twenty-six

(26) completed and partially completed brick dwellings.

Section 1. That the City of Pittsburgh hereby approves the prayer of said Petition and consents to the annexation of the above described land to the City of Pittsburgh when and if said Petition shall have been approved by the Court of Quarter Sessions pursuant to law.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as same affects this Ordinance.

Passed September 29, 1947.

Approved September 30, 1947.

Ordinance Book 55, Page 54.

No. 385

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to petition the Court of Quarter Sessions to appoint three impartial men to establish a boundary line between the City of Pittsburgh and Baldwin Township, from Carson street, East, to Agnew avenue, pursuant to Sections 1 and 2 of the Act of Assembly, P. L. 284, approved June 3, 1893.

Whereas, The line dividing the City of Pittsburgh and Baldwin Township, from Carson street, East, to Agnew avenue, was formerly located in the center of old Becks Run; and

Whereas, Due to erosion and the construction of Becks Run road, the location of the Run has been changed in many places and it is impossible to locate the City or Township line.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That pursuant to Sections 1 and 2 of the Act approved June 3, 1893, the Mayor and the Director of the Department of Public Works are hereby authorized to petition the Court of Quarter Sessions to appoint three impartial men to establish the boundary line between the City of Pitts-

burgh and Baldwin Township, from Carson street, East, to Agnew avenue.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 29, 1947.

Approved September 30, 1947.

Ordinance Book 55, Page 55.

No. 386

AN ORDINANCE — Transferring the sum of \$3,050 from C. A. 1744, 1778, and 1779 to C. A. 1785 in the Bureau of Water, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to make the following transfers between Code Accounts of the Bureau of Water:

FROM CODE ACCOUNT NOS:

1744	Wages, Regular Laborers—April to June, Filtration Division	\$1,220.00
1778	Wages, Temporary Laborers—Jan. to March, Distribution Division	960.00
1779	Wages, Temporary Laborers—April to June, Distribution Division	870.00

TO CODE ACCOUNT NO.

1785	Materials, Distribution Division	\$3,050.00
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Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 22, 1947.

Approved October 3, 1947.

Ordinance Book 55, Page 56.

No. 387

AN ORDINANCE—Transferring \$5,000.00 to Code Account 1649, Cinders, Slag and Freight Fund, from Code Account 1629-1, Snow Removal, Cleaning Highways, both within the Bureau of Highways and Sewers, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$5,000.00 to Code Account 1649, Cinders, Slag and Freight Fund, from Code Account 1629-1, Snow Removal, Cleaning Highways, both within the Bureau of Highways and Sewers, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 22, 1947.

Approved October 3, 1947.

Ordinance Book 55, Page 57.

No. 388

AN ORDINANCE—Exempting the positions of SENIOR PLANNER, and RESEARCH ANALYST, as created by Ordinance No. 333, approved August 29, 1947; and the position of ASSOCIATE PLANNER, as created by Ordinance No. 186, approved June 10, 1943, from the requirements of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, and authorizing the City Planning Commission of the Department of City Planning to employ individuals who do not meet the residence requirements of the said ordinance.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the positions of SENIOR PLANNER and RESEARCH ANALYST, as created by Ordinance No.

333, approved August 29, 1947; and the position of ASSOCIATE PLANNER, as created by Ordinance No. 186, approved June 10, 1943, be and the same are hereby EXEMPTED from the provisions of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, providing that "all heads of Bureaus, employees and clerks of said City . . . shall be residents and inhabitants of the City of Pittsburgh, and shall reside therein during their term of service and employment, and shall have resided in said City at least two years immediately prior to such appointment."

Section 2. That the City Planning Commission of the Department of City Planning shall be and the same is hereby authorized to employ in the said positions of SENIOR PLANNER, RESEARCH ANALYST, and ASSOCIATE PLANNER, Department of City Planning, any person who, with the exception of the residence qualifications above mentioned, meets the qualifications for said employment.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 22, 1947.

Approved October 3, 1947.

Ordinance Book 55, Page 57.

No. 389

AN ORDINANCE—Authorizing the Director of the Department of Parks and Recreation to grant permission to the Brentwood High School for the use of Phillips Park for three football games during September, October and November, 1947.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Director of the Department of Parks and Recreation is hereby authorized to grant permission to the Brentwood High School for the use of Phillips Park for three football games, September 19, October 11, and

November 1, 1947, at a rental of \$25.00 per game.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 22, 1947.

Approved October 3, 1947.

Ordinance Book 55, Page 58.

No. 390

AN ORDINANCE—WIDENING Bigelow boulevard at the intersection of Sixth avenue and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Bigelow boulevard, at the intersection of Sixth avenue, shall be and the same is hereby widened, by taking for public use for highway purposes, the property hereinafter designated and described as Portions "A," "B," and "C," respectively, to-wit:

PORTION "A"

BEGINNING on the southerly line of Bigelow boulevard at a point 10.0 feet west of the westerly line of Sixth avenue; thence extending eastwardly along the southerly line of Bigelow boulevard 10.0 feet to the westerly line of Sixth avenue; thence southwardly along the westerly line of Sixth avenue, 10.0 feet to a point; thence northwestwardly by a straight line 14.14 feet to the place of beginning.

PORTION "B"

BEGINNING on the easterly line of Sixth avenue at a point 10.0 feet South of the southerly line of Bigelow boulevard; thence extending northwardly along the easterly line of Sixth avenue, 10.0 feet to the southerly line of Bigelow boulevard; thence eastwardly along the southerly line of Bigelow boulevard, 10.0 feet to a point;

thence southwestwardly by a straight line, 14.14 feet to the place of beginning.

PORTION "C"

BEGINNING on the northerly line of Bigelow boulevard at a point 12.0 feet east of the easterly line of Sixth avenue; thence extending westwardly along the northerly line of Bigelow boulevard, 12.0 feet to the easterly line of Sixth avenue; thence northwardly along the easterly line of Sixth avenue, 12.0 feet to a point; thence southeastwardly by a straight line, 16.97 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Bigelow boulevard at the intersection of Sixth avenue to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 22, 1947.

Approved October 3, 1947.

Ordinance Book 55, Page 58.

No. 391

AN ORDINANCE—FIXING the width and position of the westerly sidewalk, roadway, and berm; prescribing portions to be used as slopes, landscaping, retaining walls, and steps; and establishing the grade of Fifty-five and a Half street from Camelia street to Celadine street.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the width and position of the sidewalk, roadway, and berm, and the grade of the center line of the roadway of Fifty-five and a Half street from Camelia street to Celadine street, shall be and the same are hereby fixed and established as follows, to-wit:

The westerly sidewalk shall have a uniform width of 6.0 feet and shall lie along and be contiguous to the westerly street line.

The roadway shall have a uniform width of 18.0 feet and shall lie along and be contiguous on the easterly side to the above described westerly sidewalk.

The berm shall have a uniform width of 3.0 feet and shall lie along and be contiguous on the easterly side to the above described roadway.

The remaining portions of the street lying between the above described berm and the easterly street line shall be used for slopes, landscaping, retaining walls, and steps.

Section 2. The grade of the center line of the roadway shall begin at the northerly line of Camelia street at an elevation of 1037.94 feet; thence shall fall at the rate of 1.0% for a distance of 90.0 feet to a point of curve to an elevation of 1037.04 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 1035.09 feet; thence shall fall at the rate of 5.5% for a distance of 20.0 feet to a point of curve to an elevation of 1033.99 feet; thence by a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 1032.49 feet; thence shall fall at the rate of 2.0% for a distance of 10.0 feet to the southerly line of Celadine street to an elevation of 1032.29 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 22, 1947.

Approved October 3, 1947.

Ordinance Book 55, Page 59.

No. 392

AN ORDINANCE—FIXING the width and position of the sidewalks and roadway; prescribing a portion thereof to be used for slopes, landscaping, retaining walls, and steps; and re-establishing the grade of Candace street from Broadway to Shiras avenue.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the width and position of the sidewalks and roadway and the grade of the easterly curb line of Candace street from Broadway to Shiras avenue, shall be and the same are hereby fixed and re-established as follows, to-wit:

The westerly sidewalk shall have a uniform width of 8.0 feet lying along and contiguous to the westerly street line.

The roadway shall have a uniform width of 24.0 feet and shall lie along and be contiguous to the above described westerly sidewalk.

The easterly sidewalk shall have a uniform width of 8.0 feet and shall lie along and be contiguous to the above described roadway.

The remaining portion of the street lying between the above described easterly sidewalk and the easterly street line shall be used for slopes, landscaping, retaining walls, and steps.

Section 2. The grade of the easterly curb line shall begin at the northerly curb line of Broadway at an elevation of 1208.37 feet, curb as set; thence shall rise at the rate of 0.80% for a distance of 170.0 feet to a point of curve to an elevation of 1209.73 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 1208.59 feet; thence shall fall at the rate of 4.614% for a distance of 184.10 feet to a point of curve to an elevation of 1200.09 feet; thence by a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 1198.97 feet; thence shall fall at the rate of 1.0% for a distance of 80.0 feet to the southerly 14-foot line of

Neeld avenue to an elevation of 1198.17 feet; thence level for a distance of 22.0 feet to the northerly 14-foot line of Neeld avenue; thence shall rise at the rate of 1.50% for a distance of 225.13 feet to a point of curve to an elevation of 1201.54 feet; thence by a convex parabolic curve for a distance of 160.0 feet to a point of tangent to an elevation of 1187.54 feet; thence shall fall at the rate of 19.0% for a distance of 36.60 feet to a point of curve to an elevation of 1180.59 feet; thence by a concave parabolic curve for a distance of 40.0 feet to the southerly 9-foot curb line of Shiras avenue to an elevation of 1176.79 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 22, 1947.

Approved October 3, 1947.

Ordinance Book 55, Page 60.

No. 393

AN ORDINANCE—ESTABLISHING the grade of Allender avenue from Banksville avenue to the dividing line between the City of Pittsburgh and the Borough of Greentree.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the grade of the general center line of Allender avenue from Banksville avenue to the dividing line between the City of Pittsburgh and the Borough of Greentree shall be and the same is hereby established as follows, to-wit:

BEGINNING on the westerly 8.5 foot line of Banksville avenue at an elevation of 1036.60 feet (as at present improved); thence rising by a concave parabolic curve for a distance of 120.0 feet to a point of tangent to an elevation of 1043.76 feet; thence rising at the rate of 8.5% for a distance of 390.0 feet to a point of curve to an elevation of 1076.91 feet; thence by a

concave parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 1086.16 feet; thence rising at the rate of 10.0% for a distance of 176.89 feet to a point of curve to an elevation of 1103.85 feet; thence by a convex parabolic curve for a distance of 160.0 feet to a point of tangent to an elevation of 1114.81 feet; thence rising at the rate of 3.7% for a distance of 550.0 feet to a point of curve to an elevation of 1135.16 feet; thence by a concave parabolic curve for a distance of 200.0 feet to a point of tangent to an elevation of 1148.86 feet; thence rising at the rate of 10.0% for a distance of 130.34 feet to a point of curve to an elevation of 1161.89 feet; thence by a convex parabolic curve for a distance of 200.0 feet to a point of tangent to an elevation of 1177.80 feet; thence rising at the rate of 6.0% for a distance of 169.25 feet to a point of curve to an elevation of 1188.04 feet; thence by a convex parabolic curve for a distance of 300.0 feet to a point of tangent to an elevation of 1182.04 feet; thence falling at the rate of 10.0% for a distance of 177.20 feet to a point of curve to an elevation of 1164.32 feet; thence by a concave parabolic curve for a distance of 200.0 feet to a point of tangent to an elevation of 1148.82 feet; thence falling at the rate of 5.5% for a distance of 207.41 feet to the dividing line between the City of Pittsburgh and the Borough of Greentree to an elevation of 1137.41 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 22, 1947.

Approved October 3, 1947.

Ordinance Book 55, Page 61.

No. 394

AN ORDINANCE—Granting unto the Allis-Chalmers Manufacturing Company, its successors or assigns, the right to construct, maintain and use two standard gauge track sidings in

Preble and Columbus avenues, in the 21st Ward, Pittsburgh, Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Allis-Chalmers Manufacturing Company, its successors or assigns, are hereby given the right and authority, at its own cost and expense, to construct, maintain and use one standard gauge track siding along and in Preble avenue and one standard gauge track siding partly in Preble avenue and partly in Columbus avenue, in the 21st Ward, Pittsburgh, Pennsylvania, for the purpose of conveying materials to and from its properties situate on the westerly side of Preble avenue. The center line of the proposed track sidings to be located as follows:

PROPOSED SIDING 1—PREBLE AVENUE BETWEEN JUNIATA AND ROALMAN STREETS

Beginning in Preble avenue at a point of connection with an existing side track of the Cleveland and Pittsburgh Railroad, said point being 34.0' southwardly from the southerly line of Juniata street and 12.7' westwardly from the center line of Preble avenue; thence in a southerly direction at an angle of 7° 9' with the center line of Preble avenue, a distance of 33.9' to a point of curve; thence in a southerly direction by a curve to the left, having a radius of 181.39' and a central angle of 7° 9', a distance of 22.37' to a point of tangency, said point being 7.0' eastwardly from the westerly line of Preble avenue; thence in a southerly direction of 7.0' from and parallel to the westerly line of Preble avenue, a distance of 52.0' to a point 3.0' north of the northerly line of Roalman street.

PROPOSED SIDING 2—PARTLY IN PREBLE AVENUE AND PARTLY IN COLUMBUS AVENUE

Beginning at a point in Preble avenue located 19.5' southwardly from the southerly line of Columbus avenue and 6.5' westwardly from the center line of Preble avenue, being the point of connection and heel of frog of an existing side track of the Cleveland and Pittsburgh Railroad; thence by a

curve to the left, having a radius of 100' and a central angle of 21° 23', a distance of 37.1' to a point in the intersection of Preble and Columbus avenues; thence continuing across Columbus avenue, by a reverse curve to the right, having a radius of 100' and a central angle of 21° 54', a distance of 38' to a point in the northerly line of Columbus avenue, distant 8.6' westwardly from the westerly line of Preble avenue.

The said track sidings shall be constructed in accordance with plans identified as Accession Nos. B-598 and B-599, on file in the Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. The said Grantee, prior to the beginning of construction of said track sidings, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing location, paving, repaving, sewerage and all details for the construction of said track sidings and the said plan and construction of the track sidings shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its power over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which may hereafter be passed relating to the construction, maintenance and use of said track sidings on City streets and compensation for same.

Section 4. The said Grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said track sidings. All of the said work, including the repaving of the streets damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of said track sidings upon giving six (6) months' written notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said Allis-Chalmers Manufacturing Company, its successors or assigns, to that effect, and that the said Grantee shall, when so notified, at the expiration of the said six (6) months, forthwith remove the said track sidings and replace the streets to their original condition, at its own cost and expense.

Section 6. The said Grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the streets and subsurface structures therein, by reason of the construction, maintenance and use of the said track sidings, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This Ordinance shall become null and void unless within sixty (60) days after its passage and approval, the Allis-Chalmers Manufacturing Company, its successors or assigns, shall file with the City Controller its Certificate of Acceptance of the provisions hereof, said certificate to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 8. After the said track sidings have been constructed and paved, the said Grantee shall maintain the same and the area extending five (5) feet in each direction from the center lines thereof within the limits of the said streets for courses and distances described above. Such maintenance shall be appropriate to the adjoining street pavements and as required by said Director.

Section 9. Should said track sidings be abandoned or their use discontinued, the Grantee shall bear the full cost and expense of the repair and repaving of the part of Preble avenue

and Columbus avenue occupied by the sidings, including all substructures thereunder, as directed by said Director.

Section 10. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with special reference to Ordinance No. 231, approved June 30, 1943, granting unto Allis-Chalmers Manufacturing Company the right to construct, maintain and use a side track on and across Preble avenue.

Passed September 22, 1947.

Approved October 3, 1947.

Ordinance Book 55, Page 61.

No. 395

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Delford street between Leaside drive and Leaside drive, and other work incidental thereto including the installation of house laterals and the construction of a storm sewer on Delford street and Leaside drive, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Delford street between Leaside drive and Leaside drive have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Delford street between Leaside drive and Leaside drive be graded, paved and curbed, including the installation of house laterals

and the construction of a storm sewer on Delford street and Leaside drive to the existing storm sewer facilities near Interboro avenue, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Delford street between Leaside drive and Leaside drive and other work incidental thereto, including the installation of house laterals and the construction of a storm sewer on Delford street and Leaside drive to the existing storm sewer facilities near Interboro avenue including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirty Thousand (\$30,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 22, 1947.

Approved October 3, 1947.

Ordinance Book 55, Page 63.

No. 396

AN ORDINANCE—Transferring the sum of \$1,400.00 from C. A. Nos. 1758, 1763 and 1765 to C. A. Nos. 1759 and 1764 in the Bureau of Water, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The City Controller is hereby authorized and directed to make the following transfers between code accounts of the Bureau of Water:

From Code Account Nos.:	Amount
1758—Wages, Regular Laborers, April to June -----	\$ 500.00
1763—Wages, Temporary Laborers, April to June -----	190.00
1765—Wages, Temporary Laborers, October to December -----	710.00
Total -----	\$1,400.00

To Code Account Nos.:	Amount
1759—Wages, Regular Laborers, July to September ----	\$ 500.00
1764—Wages, Temporary Laborers, July to September -----	900.00
Total -----	\$1,400.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 29, 1947.

Approved October 3, 1947.

Ordinance Book 55, Page 64.

No. 397

AN ORDINANCE—Amending a portion of Section 64, Bureau of Refuse, Department of Public Works, of Ordinance No. 501, entitled, "An Ordinance

fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. Whereas, a Certificate of Emergency has been presented; that a portion of Section 64, Bureau of Refuse, Department of Public Works, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, shall be amended by striking out those lines which read:

	each	
	per hour	
120	Refuse Collection Drivers,	
	as needed, 35.880 days...	\$1.10
243	Helpers, as needed, 77,-	
	432 days	1.05

and inserting in lieu thereof:

130	Refuse Collection Drivers,	
	as needed	1.10
270	Helpers, as needed.....	1.05

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 29, 1947.

Approved October 10, 1947.

Ordinance Book 55, Page 65.

No. 398

AN ORDINANCE — Transferring the sum of \$1,067.00 from Code Account No. 1529, Salaries, General Office, to Code Accounts Nos. 1531, 1531-1 and 1534, in the Bureau of Engineering, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The City Controller be and he is hereby authorized and directed to make the following transfers

within code accounts in the Bureau of Engineering, Department of Public Works:

FROM

Code Account No. 1529, Salaries, General Office, Bureau of Engineering	\$1,067.00
--	------------

TO

Code Account No. 1531,	
Supplies	\$367.00

Code Account No. 1531-1,	
Blueprinting	500.00

Code Account No. 1534,	
Equipment	200.00
	\$1,067.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 29, 1947.

Approved October 10, 1947.

Ordinance Book 55, Page 65.

No. 399

AN ORDINANCE — Transferring the sum of \$300.00 from Code Account No. 1101, Supplies to Code Account 1101-1, Equipment, Civil Service Commission.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$300.00 from Code Account No. 1101, Supplies, to Code Account No. 1101-1, Equipment, Civil Service Commission.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 29, 1947.

Approved October 10, 1947.

Ordinance Book 55, Page 66.

No. 400

AN ORDINANCE—Providing for contracts for furnishing labor, materials, and/or services necessary for the maintenance, repair or operation of buildings or structures of the City of Pittsburgh in the custody of the Department of Lands and Buildings, for the calendar year 1948, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Lands and Buildings shall be and they are hereby authorized and directed to invite proposals and award contracts for furnishing labor, materials, and/or services necessary for boiler repair, roofing repair, night watch and fire alarm service, refrigeration service, lettering on doors, keys and locks, machinery repair, electrical repair, laundry service, window cleaning, typewriter inspection, elevator maintenance and repair, time clock service required in the maintenance, repair or operation of buildings or structures of the City of Pittsburgh in the custody of the Department of Lands and Buildings for the calendar year 1948, and to enter into contracts therefor in accordance with the laws and ordinances governing said City.

Section 2. That the cost thereof shall be and the same are hereby made payable from funds appropriated for construction, reconstruction, miscellaneous services or for repairs, which ever may be proper to the character of work performed, in various accounts, all under the supervision of the Department of Lands and Buildings, and the Mayor be and he is hereby authorized and directed to issue, and the Controller to countersign warrants drawn on said funds in payment of same.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 29, 1947.

Approved October 10, 1947.

Ordinance Book 55, Page 66.

No. 401

AN ORDINANCE—Authorizing the Bureau of Building Inspection to issue to S. H. DeRoy a permit for the removal of a projecting sign now existing at 408 Smithfield street and the re-erection thereof on the building located at 522 Wood street, the thickness of said sign being in excess of that permitted under Sub-section 4 of Section 7 of Ordinance No. 353, approved December 19, 1935.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The Bureau of Building Inspection is hereby authorized to issue to S. H. DeRoy a permit for the removal of a projecting sign now existing at 408 Smithfield street and the re-erection thereof on the building located at 522 Wood street, said sign being a diamond sphere approximately nine feet in diameter which is in excess of the maximum thickness of 24 inches permitted under Sub-section 4 of Section 7 of Ordinance No. 353, approved December 19, 1935, the provisions of which sub-section are hereby waived.

Passed September 29, 1947.

Approved October 10, 1947.

Ordinance Book 55, Page 67.

No. 402

AN ORDINANCE—Accepting the dedication of certain property in the 19th Ward of the City of Pittsburgh for public use for highway purposes for the widening of Nutt way, July way, Merrick avenue, and Doric way.

WHEREAS, West Liberty Improvement Company, a Pennsylvania Corporation, owner of the property hereinafter described, has executed and delivered to the City of Pittsburgh its

certain deed of dedication bearing date of June 17, 1947, now on file in the Office of the Bureau of Engineering of said City wherein it has conveyed said ground to said City for public street or public highway purposes for the widening of Nutt way, July way, Merrick avenue, and Doric way, THEREFORE,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the said deed of dedication be and the same is hereby accepted and the Bureau of Engineering hereby authorized and directed to place the same on record in the Office of the Recorder of Deeds in and for the County of Allegheny.

Section 2. The ground so as aforesaid conveyed to said City for public highway purposes shall be and the same is hereby appropriated and opened as public highways in accordance with the terms of said deed of dedication for the widening of Nutt way, July way, Merrick avenue, and Doric way; the same being bounded and described as follows, to-wit:

ALL those certain four (4) strips of land in the Nineteenth (19th) Ward of the City of Pittsburgh, being portions of strips of land as laid out in and shown on the "Map of the Fifth ward, Brookline" laid out by the West Liberty Improvement Company and recorded in the Recorder's Office of Allegheny County in Plan Book, Volume 25, Page 46-47 and marked "2' Reserved" thereon, said four (4) strips being consecutively and more particularly described as follows, to-wit:

FIRST:—A strip, 2.0 feet in width, contiguous to the southerly line of Nutt way (formerly Walnut Alley) and extending from the easterly line of Creedmoor avenue to July way (formerly Juno alley);

SECOND:—A strip, 2.0 feet in width, contiguous to the easterly line of July way and extending from the southerly line of the preceding strip to the angle in July way at the southeasterly corner of Lot No. 312 on the said Map of the Fifth ward, Brookline.

THIRD:—A strip, 2.0 feet in width, contiguous to the easterly terminus of Merrick avenue, and extending from the southerly to the northerly line of Merrick avenue.

FOURTH:—A strip 2.0 feet in width, contiguous to the easterly line of Doric way (formerly Doric alley) and extending from Don way (formerly Don alley) to Brookline boulevard.

Section 3. The Department of Public Works is hereby authorized and directed to enter upon, take possession of, and appropriate said described property for the widening of Nutt way, July way, Merrick avenue, and Doric way.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 29, 1948.

Approved October 10, 1948.

Ordinance Book 55, Page 67.

No. 403

AN ORDINANCE—Accepting the dedication of property for the widening of Lowenhill street, as shown on the "Mayberry Plan of Lots" in the 19th Ward of the City of Pittsburgh, laid out by Ray G. and Anna M. Mayberry, and widening Lowenhill street within the limits of the said Plan of Lots.

WHEREAS, Ray G. and Anna M. Mayberry, the owners of certain property in the 19th Ward of the City of Pittsburgh, laid out in the "Mayberry Plan of Lots," have executed a deed of dedication upon the said plan for property for the widening of Lowenhill street and have released the said City from any liability for damages for or by reason of the physical grading of the said street to the grade as established by Ordinance No. 298, approved December 2, 1932, of record in Ordinance Book, Volume 45, page 40, THEREFORE:

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the dedication of property for the widening of Lowenhill street, as shown on the "Mayberry Plan of Lots" in the 19th Ward of the City of Pittsburgh, by Ray G. and Anna M. Mayberry to the City of Pittsburgh, for public use for highway purposes, be and the same is hereby accepted.

Section 2. Lowenhill street, within the limits of the said "Mayberry Plan of Lots" shall be and the same is hereby widened as a public highway in conformity with the provisions of the said dedication.

Section 3. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to enter upon, take possession of, and appropriate the property as so dedicated for the widening of Lowenhill street within the limits of the said "Mayberry Plan of Lots."

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 29, 1947.

Approved October 10, 1947.

Ordinance Book 55, Page 68.

No. 404

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Crestview road from Potomac avenue to the East line of the Potomac Park Plan of Lots, including the installation of house sewer laterals and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

WHEREAS, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Crestview road from Potomac avenue to the East line of the Potomac Park Plan of Lots have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Crestview road from Potomac avenue to the East line of the Potomac Park Plan of Lots be graded, paved and curbed, including the installation of house sewer laterals and other work incidental thereto, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Crestview road from Potomac avenue to the East line of the Potomac Park Plan of Lots, including the installation of house sewer laterals and other work incidental thereto including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Twenty-five Thousand (\$25,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed

against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 29, 1947.

Approved October 10, 1947.

Ordinance Book 55, Page 69.

No. 405

AN ORDINANCE—Authorizing and directing the Grading and Curbing of the northerly side of Churchview avenue from Sankey avenue to Waidler avenue, and other work incidental thereto, including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

WHEREAS, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of the northerly side of Churchview avenue from Sankey avenue to Waidler avenue, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading and Curbing of the same; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the northerly side of Churchview avenue from Sankey avenue to Waidler avenue be graded and curbed, and other work incidental thereto, and that, as may be necessary, approaches be graded on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading and Curbing of the northerly side of Churchview avenue from Sankey avenue to Waidler avenue, and other work incidental thereto, including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Eight Thousand Five Hundred (\$8,500.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed September 29, 1947.

Approved October 10, 1947.

Ordinance Book 55, Page 70.

No. 406

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,178.44 in payment for street lighting service furnished, during the month of September 1947, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Duquesne Light Company in the sum of \$60,178.44 in payment for street lighting service furnished, during the month of September 1947, for the benefit of the City without previous authority of law, and charge same to Code Account 1597-2, Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 6, 1947.

Approved October 10, 1947.

Ordinance Book 55, Page 71.

No. 407

AN ORDINANCE—Granting unto the Allis-Chalmers Manufacturing Company of Pittsburgh, its successors or assigns, the right to construct, maintain and use a side track over and across Columbus avenue, in the 21st Ward, Pittsburgh, Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Allis-Chalmers Manufacturing Company of Pittsburgh, its successors or assigns, are hereby given the right and authority, at its own cost and expense, to construct, maintain and use a side track over and across Columbus avenue, in the 21st Ward, Pittsburgh, Pennsylvania, for the purpose of conveying materials to and from its properties situate on the northerly side of Columbus avenue. The center line of the proposed side track to be located as follows:

PROPOSED TRACK SIDING

Beginning at a point on the north-

erly line of Columbus avenue, distant 12.0' eastwardly from the easterly property line of the Pittsburgh and Western Railroad Company, said point being on the arc of a circle, thence deflecting to the right by the arc of a circle, with a radius of 176.05' and a central angle of 6° 8' 15" for a distance of 18.60' to a point of tangent; thence South 23° 42' 0" West 15.38' to a point; thence deflecting to the left by the arc of a circle with a radius of 176.0' and a central angle of 8° 35' 0" for a distance of 26.02' to the westerly line of Columbus avenue.

The said track shall be constructed in accordance with plan identified as Accession No. B-600, on file in the Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. The said Grantee, prior to the beginning of construction of said side track, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing location, paving, repaving, sewerage and all details for the construction of said side track and the said plan and construction of the side track shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its power over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinances which may hereafter be passed relating to the construction, maintenance and use of side tracks on City streets and compensation for same.

Section 4. The said Grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said side track. All of the said work, including the repaving of

the streets damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of said side track upon giving six (6) months' written notice through the proper officers, pursuant to a resolution or ordinance of Council, to the said Allis-Chalmers Manufacturing Company, its successors or assigns, to that effect, and that the said Grantee shall, when so notified, at the expiration of the said six (6) months, forthwith remove the said side track and replace the streets to their original condition, at its own cost and expense.

Section 6. The said Grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the streets and sub-surface structures therein, by reason of the construction, maintenance and use of said side track, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit: This Ordinance shall become null and void unless within sixty (60) days after its passage and approval, the Allis-Chalmers Manufacturing Company, its successors or assigns, shall file with the City Controller, its Certificate of Acceptance of the provisions hereof, said certificate to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 8. After the said side track has been constructed and paved, the said Grantee shall maintain the same and the area extending five (5) feet in each direction from the center lines thereof within the limits of the said street for courses and distances described above. Such maintenance shall be appropriate to the adjoining street

pavement and as required by said Director.

Section 9. Should said side track be abandoned or its use discontinued, the Grantee shall bear the full cost and expense of the repair and repaving of the part of Columbus avenue occupied by the side track, including all substructures thereunder, as directed by said Director.

Section 10. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 6, 1947.

Approved October 10, 1947.

Ordinance Book 55, Page 71.

No. 408

AN ORDINANCE—Setting aside and appropriating the aggregate sum of \$5,841.20, or so much thereof as may be necessary, from Bond Fund No. 170, General Public Improvements Bonds, 1946, Series "A", for the payment of salaries and the cost of supplies to carry out certain planning investigations, obtaining, compiling and mapping land use data and portions of the Geodetic and Topographical Survey by the Department of City Planning.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the aggregate sum of \$5,841.20, or so much thereof as may be necessary, is hereby set aside and appropriated from Bond Fund No. 170, General Public Improvement Bonds, 1946, Series "A", for the payment of salaries and the cost of supplies to carry out certain planning investigations, obtaining, compiling and mapping land use data and portions of the Geodetic and Topographic Survey by the Department of City Planning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed so far as the same affects this Ordinance.

Passed October 6, 1947.

Approved October 10, 1947.

Ordinance Book 55, Page 73.

No. 409

AN ORDINANCE—Amending a portion of Section 49, Bureau of Traffic Planning, Department of Public Safety, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, and supplemented by Ordinance No. 242, approved July 5, 1947.

Whereas, A Certificate of Emergency, known as Bill No. 2640, relating to this matter is now on file in the Office of the City Clerk; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a portion of Section 49, Bureau of Traffic Planning, Department of Public Safety, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, and supplemented by Ordinance No. 242, approved July 5, 1947, shall be amended by striking out the item which reads:

Four Traffic Equipment Cleaners and Inspectors—\$2,550.00 each per annum

And the item which reads:

Ten Electric Traffic Equipment Repairmen—\$3,465.00 each per annum

Shall be amended to read:

Fourteen Electric Traffic Equipment Repairmen—\$3,465.00 each per annum.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed so far as the same affects this Ordinance.

Passed October 6, 1947.

Approved October 17, 1947.

Ordinance Book 55, Page 73.

No. 410

AN ORDINANCE — Transferring the sum of \$2,000.00 from Code Account No. 1443, Bureau of Police to Code Account No. 1406, General Office, D.P.S.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$2,000.00 from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1406, Equipment, General Office, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 6, 1947.

Passed October 17, 1947.

Ordinance Book 55, Page 74.

No. 411

AN ORDINANCE — Transferring \$5,000.00 to Code Account 1655-5, Materials, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works, from Code Account No. 42, Contingent Fund.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$5,000.00 to Code Account 1655-5, Materials, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works, from Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 6, 1947.

Approved October 17, 1947.

Ordinance Book 55, Page 74.

No. 412

AN ORDINANCE—Appropriating and setting aside the sum of \$85,000.00 from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, in the Department of Public Works, for the purchase of asphaltic materials by the City under existing contracts.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the sum of \$85,000.00, or so much thereof as may be necessary, is hereby set aside and appropriated for the purchase of asphaltic materials by the City under existing contracts, in the Department of Public Works, from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, provided, however, that the amount herein transferred will be restored from the sale of Bonds or Notes on or before December 1, 1947.

Section 2. The life of the improvements upon which this material will be used will exceed 20 years.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 6, 1947.

Passed October 17, 1947.

Ordinance Book 55, Page 75.

No. 413

AN ORDINANCE — Repealing Ordinance No. 87, approved by the

Mayor March 6, 1926, entitled "An Ordinance authorizing the City Solicitor to satisfy tax and municipal liens against real estate sold by the City of Pittsburgh."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Ordinance No. 87, approved by the Mayor March 6, 1926, entitled "An Ordinance authorizing the City Solicitor to satisfy tax and municipal liens against real estate sold by the City of Pittsburgh," shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 6, 1947.

Approved October 17, 1947.

Ordinance Book 55, Page 75.

No. 414

AN ORDINANCE — Repealing Ordinance No. 250, entitled, "An Ordinance authorizing the Mayor of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh, a contract with the Pittsburgh Railways Company, providing for the operation of a trolley bus by said Railways Company upon such streets of the City of Pittsburgh as shall be approved by the Bureau of Traffic Planning," approved August 24, 1936.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Ordinance No. 250, entitled, "An Ordinance authorizing the Mayor of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh, a contract with the Pittsburgh Railways Company, providing for the operation of a trolley bus by said Railways Company upon such streets of the City of Pittsburgh as shall be approved by the Bureau of Traffic

Planning," approved August 24, 1936, shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 6, 1947.

Approved October 17, 1947.

Ordinance Book 55, Page 76.

No. 415

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works for and on behalf of the City of Pittsburgh to enter into an agreement with the Keystone Box Company, a Pennsylvania corporation, for the purpose of permitting the Keystone Box Company to erect a bridge across a City water main right-of-way in O'Hara Township upon the aforesaid Company complying with certain specified conditions.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to enter into an agreement in form approved by the City Solicitor with the Keystone Box Company giving the aforesaid Company permission to erect a bridge over a City of Pittsburgh water main right-of-way in O'Hara Township at a point where said right-of-way crosses Guyasuta Run, provided the aforesaid Keystone Box Company agrees to meet with the following conditions which shall be contained in said agreement:

1. There shall be no encroachment upon the City's right-of-way by the bridge foundations, wing walls or other sub-surface structures or by filling of earth or other material which may be made in connection with the bridge or siding construction.

2. The City's right to maintain, operate, improve or repair its pipe line shall not be affected by reason of the construction, maintenance or operation of the bridge.

3. The City shall not be liable for any damage to the bridge, siding or appurtenant structures by reason of breaks or leaks from the water pipe line or because of its maintenance, repair, operation, improvement or reconstruction.

4. The Keystone Box Company shall assume all liability for damage to the City pipe line and right-of-way arising out of or in any way resulting from the construction, maintenance, repair or operation of the railroad siding, bridge and appurtenant structures including settlement of the pipe line, additional filling over the pipe line, any damage to the pipe line or other City property which may result from derailed cars, locomotives or other equipment using the bridge or siding and any other damage to the City pipe line or right-of-way which may result from the construction, maintenance and operation of the bridge, siding and appurtenant structures and facilities.

5. Blueprints in quadruplicate showing the bridge and siding construction over and in the vicinity of the City's right-of-way shall be submitted to and approved by the Director of the Department of Public Works before the construction is started and all changes made during construction which in any way affect the City's property shall be similarly approved before they are made.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14th.

Approved October 23, 1947.

Ordinance Book 55, Page 77.

No. 416

AN ORDINANCE—Authorizing and directing the City Treasurer and Collector of Delinquent Taxes to expend the additional sum of \$50.00, or as much thereof as may be required, from Code account No. 1063, Miscellaneous Service, Department of City Treasurer, to pay shortages in tax payments of ten cents or less.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Treasurer and Collector of Delinquent Taxes be and he is hereby authorized to expend the additional sum of \$50.00, or as much thereof as may be required, to pay shortages not in excess of ten cents when checks for City taxes are short in corresponding amounts, and that these expenditures be charged to Code Account No. 1063, Miscellaneous Services, Department of City Treasurer.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1947.

Approved October 24, 1947.

Ordinance Book 55, Page 77.

No. 417

AN ORDINANCE — Transferring the sum of \$2,675.00 from Code Account No. 1235, Salaries, Regular Employees, Municipal Hospital, to C. A. No. 1246, Supplies and C. A. No. 1246-1, Milk, Bureau of Child Welfare, and C. A. No. 1257, Salaries, Regular Employees, Bureau of Smoke Prevention, Department of Public Health.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the following within the various code accounts of the Department of Public Health:

From Code Account No.	Amount
1235 Salaries, Regular Employees, Municipal Hospital	\$2,675.00

To Code Account Nos.

1246 Supplies, Bureau of Child Welfare	\$1,200.00
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1246-1 Milk, Bureau of Child Welfare	500.00
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1257 Salaries, Regular Employees, Bureau of Smoke Prevention	975.00
--	--------

\$2,675.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1947.

Approved October 24, 1947.

Ordinance Book 55, Page 78.

No. 418

AN ORDINANCE — Authorizing the transfer of \$1,190.00 from and to certain Code Accounts, within the Bureau of Repairs, Department of Lands and Buildings.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$1,190.00, from and to the following Code Accounts within the Bureau of Repairs, Department of Lands and Buildings:

FROM CODE ACCOUNT NOS.:

1367-1 Wages, Temp. Emp., Painters	\$ 548.00
1367-4 Wages, Temp. Emp., Composition Roofers	260.00
1367-5 Wages, Temp. Emp., Sheet Metal Workers	270.00
1367-6 Wages, Temp. Emp., Lathers	112.00

\$1,190.00

TO CODE ACCOUNT NO.:

1366-4 Wages, Regular Employees,
Electricians -----\$1,190.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1947.

Approved October 24, 1947.

Ordinance Book 55, Page 78.

No. 419

AN ORDINANCE—Authorizing the issuance of warrants in favor of McKee Door Company of Pennsylvania in the sum of \$225.00; the Refrigeration Equipment Company in the sum of \$80.65; the Mandel Roofing Company in the sum of \$580.82; Mandel Roofing Company in the sum of \$197.43 and Charles Hahn in the sum of \$444.00, for labor and materials furnished for the Department of Lands and Buildings for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following in payment for labor and materials furnished the Department of Lands and Buildings for the benefit of the City without previous authority of law.

Name	Amount	Code Acct.
McKee Door Company of Penna.-----		
-----\$225.00	42, Contingent Fund	
Refrigeration Equipment Co.-----		
----- 80.65	42, Contingent Fund	
Mandel Roofing Co. -----		
----- 580.82	42, Contingent Fund	
Mandel Roofing Co. -----		
----- 197.43	Bond Fund 170	
Chas H. Hahn -----		
----- 444.00	42, Contingent Fund	

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1947.

Approved October 24, 1947.

Ordinance Book 55, Page 79.

No. 420

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Carmen J. Tropea, in the sum of Two Thousand Twenty-Six (\$2,026.00) Dollars, for labor and materials furnished for the Department of Lands and Buildings for the benefit of the City without previous authority of Law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the following in payment for labor and materials furnished the Department of Lands and Buildings for the benefit of the City without previous authority of law.

Name	Amount	Code Acct.
Carmen J. Tropea--\$2,026.00--No. 42		
	(Contingent Fund)	

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1947.

Approved October 24, 1947.

Ordinance Book 55, Page 79.

No. 421

AN ORDINANCE—Providing for the letting of contracts for the the following services in the Department of Public Safety for the year 1948;

Telephone Service to the City of Pittsburgh and maintenance of the Telephone Typewriter System in service in various offices and police stations of the Bureau of Police, furnishing acetylene gas, refilling, inspecting, painting, adjusting, replacing and repairing defective parts for gas traffic beacons in use in the Bureau of Traffic Planning, Motorcycle Repairs in the Bureau of Police, and the maintenance of facilities and the collection, care and disposal of dogs and cats arrested in the City of Pittsburgh, Penna.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let contracts to the lowest responsible bidders for the following services in the Department of Public Safety for the year 1948: Telephone Service to the City of Pittsburgh and maintenance of the Telephone Typewriter System in service in various offices and police stations of the Bureau of Police, furnishing acetylene gas, refilling, inspecting, painting, adjusting, replacing and repairing defective parts for gas traffic beacons in use in the Bureau of Traffic Planning, Motorcycle Repairs in the Bureau of Police, and the maintenance of facilities and the collection, care and disposal of dogs and cats arrested in the City of Pittsburgh, Penna., in accordance with the provisions of an Act of Assembly entitled, "An Act for the government of cities of the Second Class," approved the 7th day of March A. D., 1901, and the various supplements and amendments thereto and ordinances of the City of Pittsburgh, in such cases made and provided.

Section 2. That the costs thereof shall be and the same are hereby made payable from funds appropriated for Miscellaneous Services and Repairs, (whichever may be proper to the character of the Contract), in various accounts, but all under the supervision of the Department of Public Safety, and the Mayor be and he is hereby authorized and directed to issue, and

the City Controller to countersign warrants drawn on said funds in payment of the same.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1947.

Approved October 24, 1947.

Ordinance Book 55, Page 80.

No. 422

AN ORDINANCE — Providing for a contract or contracts for the installation of stokers at Police Stations No. 1, No. 4, No. 6 and Fire Station No. 3 and Police and Fire Stations No. 9 and No. 17, and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Lands and Buildings shall be, and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the installation of stokers in Police Stations No. 1, No. 4, No. 6 and Fire Station No. 3, and Police and Fire Stations No. 9 and No. 17; in accordance with the laws and ordinances governing said city, in an amount not exceeding Seven Thousand Five Hundred (\$7,500.00) Dollars, appropriated from and chargeable to Code Account No. 1364-1, "Repairs and Installation of Heating Plants and Stokers," Department of Lands and Buildings, City of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1947.

Approved October 24, 1947.

Ordinance Book 55, Page 81.

No. 423

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of one automobile for the Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of one automobile, including the trade-in of one old automobile for the Department of Public Safety, at a cost not to exceed the sum of \$2,000.00 in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1406, Equipment, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1947.

Passed October 24, 1947.

Ordinance Book 55, Page 81.

No. 424

AN ORDINANCE—Providing for the letting of contracts for materials, general supplies, equipment and machinery required by the several departments of the City government, for the year beginning January 1, 1948.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to adver-

tise for proposals for furnishing material and general supplies, whose estimated cost will be in excess of \$500.00, and to purchase, without advertisement, such materials, general supplies, equipment and machinery whose estimated cost will be less than \$500.00, as required by the several departments of the City Government for the fiscal year beginning January 1, 1948, and to award a contract or contracts for the same to the lowest responsible bidder in the manner and form prescribed by law.

Section 2. That the cost of such materials, supplies, equipment and machinery shall be chargeable to and payable from the appropriations made to the Department of Supplies, or to the various departments, for the purchase of such materials, supplies, equipment and machinery as may be required and authorized by the respective appropriation ordinances during the fiscal year beginning January 1, 1948.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1947.

Approved October 24, 1947.

Ordinance Book 55, Page 82.

No. 425

AN ORDINANCE—Providing for a contract or contracts for the construction of catch basins and connections on Greenway Drive and Idola way, in the vicinity of Chartiers avenue, including all other work necessary in connection therewith, and appropriating funds for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a

contract or contracts for the construction of catch basins and connections on Greenway drive and Idola way, in the vicinity of Chartiers avenue, including all other work necessary in connection therewith, and in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of \$2,500.00, which amount is hereby appropriated from and chargeable to Code Account No. 1540, Repair Schedule, Sewers.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1947.

Approved October 24, 1947.

Ordinance Book 55, Page 82.

No. 426

AN ORDINANCE—Providing for a contract or contracts for the hauling and final disposition of Municipal Incinerator Residue for the year 1948, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the hauling and final disposition of Municipal Incinerator Residue for the year 1948, in conformity with the laws and ordinances governing said City, chargeable to and payable from Code Account 1677, Disposal of Ash, Division of Collection and Final Disposition, Bureau of City Refuse, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1947.

Approved October 24, 1947.

Ordinance Book 55, Page 83.

No. 427

AN ORDINANCE—Providing for contracts for the maintenance or repair of buildings, structures, equipment, tools and other properties and their appurtenances of the City of Pittsburgh in the custody of the Department of Public Works, and for miscellaneous services in said department during the calendar year ending December 31, 1948, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to invite proposals and to award contracts for the maintenance or repair of buildings, structures, equipment, tools and other properties and their appurtenances, including repairs to boilers and steel tanks, brick work, concrete work, machinery, elevators, hot water and steam heating, plumbing, roofs, iron and wire work, electrical, engineering equipment, office equipment, keys and locks, lawn mowers, saws, chlorinators, pneumatic tools, automotive equipment, tires and other properties of the City of Pittsburgh in the custody of the Department of Public Works, and for miscellaneous services in said department, including electric welding and brazing, oxy-acetylene welding, piano tuning, towing, hauling of pipe, general hauling, towel service, rat extermination, etc., during the calendar year ending December 31, 1948, all in accordance with the laws and ordinances governing said City.

Section 2. That the costs thereof shall be and the same are hereby made payable from funds appropriated therefor, and the Mayor be and he is hereby authorized and directed to issue, and the Controller to countersign warrants drawn on said funds in payment thereof.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1947.

Approved October 24, 1947.

Ordinance Book 55, Page 83.

No. 428

AN ORDINANCE — Authorizing and directing the construction of a public sewer on the Private Property of R. E. Waldschmidt, et ux, and Reekes way, from the private property of R. E. Waldschmidt, et ux, to the existing sewer on Spring Garden avenue, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The Council of the City of Pittsburgh hereby enacts as follows: —That a Public Sewer be constructed on the Private Property of R. E. Waldschmidt, et ux, and Reekes way, from the private property of R. E. Waldschmidt, et ux to the existing sewer on Spring Garden avenue.

Commencing on the private property of R. E. Waldschmidt, et ux; thence southwardly on, over, across and through the private property of R. E. Waldschmidt, et ux, to Reekes way; thence continuing southwardly along Reekes way to the existing sewer on Spring Garden avenue.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in

Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of Four Thousand (\$4,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefitted thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1947.

Approved October 24, 1947.

Ordinance Book 55, Page 84.

No. 429

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Freeman way and Dunmore street, from a point about 120' West of Dunmore street to the existing sewer on Dunmore street at Nelson street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a Public Sewer be constructed on Freeman way and Dunmore street, from a point about 120' West of Dunmore street to the existing sewer on Dunmore street at Nelson street.

Commencing on Freeman way at a

point about 120' West of Dunmore street; thence Eastwardly along Freeman way to Dunmore street; thence Southwardly along Dunmore street to the existing sewer on Dunmore street at Nelson street.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto, and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of Five Thousand (\$5,000.00) Dollars, which is

the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1947.

Approved October 24, 1948.

Ordinance Book 55, Page 85.

No. 430

AN ORDINANCE—Granting unto the Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., its successors or assigns, the right and privilege to construct, maintain and use footer courses in the westerly sidewalk area of Preble avenue and the northerly sidewalk area of Columbus avenue, in the 21st ward, Pittsburgh, Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The Allis-Chalmers Man-

ufacturing Company, its successors or assigns, is hereby given the right, privilege and authority to construct, maintain and use at its own cost and expense, footer courses in the westerly sidewalk area of Preble avenue and the northerly sidewalk area of Columbus avenue, adjoining its property in the 21st Ward, Pittsburgh, Pennsylvania.

The footer courses to be constructed by virtue of this Ordinance are to occupy portions of the sidewalk areas of Preble avenue and Columbus avenue, bounded and described as follows:

FOOTER COURSES—PREBLE AVENUE

Beginning at a point on the westerly side of Preble avenue, which point is distant 252.5' from the northwesterly corner of Preble and Columbus avenues; thence southwardly along the westerly side of Preble avenue the following distances, having the following projections into Preble avenue and elevations respectively, viz.

Distance	Description of Footer Course	Projection	Bottom Elevation
3'	(Pier) F-1	.83'	724.65'
22.25'	F-1 to a Gable Column	.25'	727'
2.5'	Gable Column	.58'	727'
21.75'	Gable Column to E-1	.25'	727'
4'	E-1	1.21'	725.66'
45.75'	E-1 to D-1	.25'	728'
4.5'	D-1	1.42'	724.65'

Distance	Description of Footer Course	Projection	Bottom Elevation
45.5'	D-1 to C-1	.25'	726'
4.5'	C-1	1.42'	724.65'
11.5'	C-1 to a vertical drop	.25'	726'
22.75'	Vertical drop to vertical rise	.25'	722.33'
11.5'	Vertical rise to B-1	.25'	726'
4'	B-1	1.21'	726'
10.25'	B-1 to a vertical drop	.25'	726'
11.5'	Vertical drop to Gable Column	.25'	719'
2.5'	Gable Column	.58'	719'
22.25'	Gable Column to A-1	.25'	719'
3' (to a point .5' into Columbus avenue)	A-1	.83'	719'

FOOTER COURSES—COLUMBUS AVENUE

Beginning at the northwesterly corner of Preble and Columbus avenues, thence westwardly along the northerly side of Columbus avenue, the following distances, having the following projections into Columbus avenue and elevations respectively, viz.

Distance	Description of Footer Course	Projection	Bottom Elevation
2.17'	(Pier) A-1	.5'	719'
16.75'	A-1 to A-2	.25'	719'
3.5'	A-2	.79'	718.13'
16.5'	A-2 to A-3	.25'	719.87'
3.5'	A-3	.79'	718.74'
16.5'	A-3 to A-4	.25'	719.77'
3.5'	A-4	.79'	718.46'
16.5'	A-4 to A-5	.25'	719.86'
3.5'	A-5	.79'	718.71'
16.5'	A-5 to A-6	.25'	719.96'
3.5'	A-6	.79'	719.41'
16.5'	A-6 to A-7	.25'	721.12'
3.5'	A-7	.79'	720.40'
8.25'	A-7 to vertical rise	.25'	721.12'
8.25'	Vertical rise to A-8	.25'	721.75'
3.5'	A-8	.79'	721.22'
16.5'	A-8 to A-9	.25'	721.80'
3.5'	A-9	.79'	720.78'
16.5'	A-9 to A-10	.25'	721.72'
3.5'	A-10	.79'	721.22'
16.5'	A-10 to A-11	.25'	721.72'
3.5'	A-11	.79'	721.17'
16.5'	A-11 to A-12	.25'	721.72'
3.5'	A-12	.79'	720.63'
16.5'	A-12 to A-13	.25'	721.72'
3.5'	A-13	.79'	720.58'
16.5'	A-13 to A-14	.25'	721.72'
3.5'	A-14	.79'	720.79'
16.5'	A-14 to A-15	.25'	722.39'
3.5'	A-15	.79'	720.32'
16.5'	A-15 to A-16	.25'	721.70'
3.5'	A-16	.79'	716.52'
16.5'	A-16 to A-17	.25'	719.74'
3.5'	A-17	.79'	718'

Distance	Description of Footer Course	Projection	Bottom Elevation
16.5'	A-17 to A-18	.25'	719.83'
3.5'	A-18	.79'	717.5'
16.5'	A-18 to A-19	.25'	719.83'
3.5'	A-19	.79	717'
16.25'	A-19 to A-20	.25'	Sloping upward from 719.83' to 722.17'
4'	A-20	1.08'	722.17'
9'	A-20 to a vertical rise	.25'	722.17'
26.26'	Vertical rise to A-22	.25'	725'
3.75'	A-22	.88'	725'

The said footer courses on Preble avenue and Columbus avenue shall be constructed to the provisions of this Ordinance and in accordance with plans, identified as Accession Nos. B-601, B-602, B-603, B-604 and B-605, on file in the office of the Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. The said Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., its successors or assigns prior to the beginning of the construction of the footer courses shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing the locations for the construction of the said footer courses, said plans and the construction of the footer courses shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its power over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the same.

Section 4. The said grantee shall bear the full cost and expense for the repaving and repair of the streets or sidewalks above affected by this improvement, or the repair of any structure which may be in any way damaged or distributed by reason of the construction, maintenance and use of said footer courses; all of said work, including repairs of streets or side-

walks, shall be done in a manner and at such times as said Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said footer courses upon giving to the said Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., its successors or assigns, at least six (6) months' written notice from the proper officers of the City pursuant to a resolution or ordinances of Council; and the said Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., its successors or assigns, when so notified, shall at or before the expiration of the said six (6) months, remove the said footer courses and restore the streets to proper condition, at its own cost and expense, and to the satisfaction of the Director of the Department of Public Works.

Section 6. The said Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., its successors or assigns, shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the streets and sub-surface structures therein, caused by or arising out of the construction, maintenance and use of said footer courses, and it is a condition of the grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and

privileges are granted subject to the conditions that this Ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor, the said Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., its successors or assigns, shall file with the proper officers of the City, its certificate of acceptance to be executed by the said Allis-Chalmers Manufacturing Company of Pittsburgh, Pa., its successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 14, 1947.

Approved October 24, 1947.

Ordinance Book 55, Page 85.

No. 431

AN ORDINANCE — Amending paragraphs (b) and (c) of Section 1 of an Ordinance, entitled "AN ORDINANCE Authorizing and directing the Mayor and the Director of the Department of Parks and Recreation, on behalf of the City of Pittsburgh, to lease to the Pittsburgh Garden Center a portion of the garage in Mellon Park for a period of twenty (20) years, commencing on October 1, 1947, in consideration of lessee's making improvements thereto," approved September 10, 1947.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That paragraph (b) of Section 1 of an Ordinance, entitled "AN ORDINANCE Authorizing and directing the Mayor and the Director of the Department of Parks and Recreation, on behalf of the City of Pittsburgh, to lease to the Pittsburgh Garden Center a portion of the garage in Mellon Park for a period of twenty (20) years, commencing on October 1, 1947, in consideration of lessee's making improvements thereto," approved September 10, 1947, be and the same

is hereby amended to read as follows:

(b) Said lease shall permit the lessee the full use of the three (3) rooms on the ground floor and the use of all of the rooms on the second floor, exclusive, however, of those now being used by the caretaker of the City of Pittsburgh for and during the period that the said rooms are so used by the said caretaker. The basement shall not be included in this lease.

Section 2. That paragraph (c) of Section 1 of said Ordinance be and the same is hereby amended to read as follows:

(c) The lessor will operate the heating system and will furnish all utilities, including light, water and gas, for and during the first six (6) years of the term of this lease. After the expiration of said period the cost of said utilities, including light, water and gas, will be paid for by the lessee.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 20, 1947.

Approved October 30, 1947.

Ordinance Book 55, Page 88.

No. 432

AN ORDINANCE — Providing for a contract or contracts for certain reconstruction work on the premises of Warrington Playground and Flinn Playground in the Department of Parks and Recreation, and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Parks and Recreation shall be and they are hereby authorized and directed to advertise for proposals and to award and

enter into a contract or contracts for certain reconstruction work on the premises of Warrington Playground and Flinn Playground in the Department of Parks and Recreation, including sidewalk paving and curb construction, in accordance with the laws and ordinances governing said City, in an amount not exceeding \$2,000.00, including engineering and other expenses, chargeable to and payable from Code Account 1807, Repairs, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 20, 1947.

Approved October 30, 1947.

Ordinance Book 55, Page 88.

No. 433

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of traffic signal cable for the Downtown Signal System and authorization for the installation of this new cable for the Bureau of Traffic Planning, Department of Public Safety, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts for the furnishing and delivery of traffic signal cable at a cost not to exceed \$20,000.00 for the Bureau of Traffic Planning, Department of Public Safety, payable from Code Account 1496, Item F, Equipment, and that the Director of the Department of Public Safety, with the approval of the Controller, is hereby authorized to order the Duquesne Light Company in accordance with the provisions of Contract No. 3500, dated July 10, 1929, and revised January 17,

1941 (an agreement between the City of Pittsburgh and the Duquesne Light Company for the maintenance and replacement of traffic signal cable in facilities owned by the Duquesne Light Company in the City of Pittsburgh) to replace the defective cable of the Downtown Signal System at a cost not to exceed \$30,000.00, payable from Code Account 1490, Item B, Miscellaneous Services, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the several supplements and amendments thereto, and the ordinances of Council in such cases made and provided, both Code Accounts being in the Bureau of Traffic Planning, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 20, 1947.

Approved October 30, 1947.

Ordinance Book 55, Page 89.

No. 434

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Kent way from Fifty-third street to Fifty-fourth street, including installation of house laterals and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby. The Council of the City of Pittsburgh hereby enacts as follows:—

Section 1. That Kent way from Fifty-third street to Fifty-fourth street be graded, paved and curbed, including installation of house laterals and other work incidental thereto, and that, as may be necessary, approaches be grad-

ed on streets affected thereby and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Kent way from Fifty-third street to Fifty-fourth street, including the installation of house laterals and other work incidental thereto, and including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract prices, if let in separate contracts, not to exceed the total sum of Nine Thousand Five Hundred (\$9,500.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 20, 1947.

Approved October 30, 1947.

Ordinance Book 55, Page 90.

No. 435

AN ORDINANCE — Widening Herron avenue at the intersection of Bedford avenue and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Herron avenue, at the intersection of Bedford avenue shall be and the same is hereby widened by taking for public use for highway purposes the following described property, to-wit:

BEGINNING on the present westerly line of Herron avenue at a point 25.0 feet northwardly from the intersection of the northerly line of Bedford avenue; thence extending southwardly along the westerly line of Herron avenue, 25.0 feet to the intersection of the northerly line of Bedford avenue; thence westwardly along the northwardly line of Bedford avenue, 25.0 feet to a point; thence northwardly by a straight line 19.58 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Herron avenue at the intersection of Bedford avenue to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 20, 1947.

Approved October 30, 1947.

Ordinance Book 55, Page 90.

No. 436

AN ORDINANCE — Transferring \$1,000.00 from Code Account, No. 1065, Repairs, City Treasurer, and \$500.00 from Code Account No. 1064-1

Materials, Department of City Treasurer to Code Account No. 1064, Supplies, Department of City Treasurer.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,000.00 from Code Account No. 1065, Repairs, Department of City Treasurer, and \$500.00 from Code Account No. 1064-1 Materials, Department of City Treasurer, to Code Account No. 1064, Supplies, Department of City Treasurer.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 20, 1947.

Approved October 31, 1947.

Ordinance Book 55, Page 91.

No. 437

AN ORDINANCE — Amending a portion of Section 48, Bureau of Building Inspection, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946.

WHEREAS, the aforesated section of the Salary Ordinance for 1947 provides for a specific number of days of employment during the year for certain positions; and

WHEREAS, the total salary and wages paid to all employees during the year is limited to the code accounts affecting such employment; now therefore

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 48, Bureau of Building Inspection, of Ordinance No. 501, entitled, "An Ordinance fix-

ing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946, shall be amended by striking out the number of days wherever they appear in said section of the Salary Ordinance for the year 1947.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 27, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 91.

No. 438

AN ORDINANCE — Amending a portion of Section 65, Bureau of Refuse, Department of Public Works, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a portion of Section 65, Bureau of Refuse, Department of Public Works, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," shall be amended by striking out the number of days wherever they appear in said section of the Salary Ordinance for the year 1947.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 27, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 92.

No. 439.

AN ORDINANCE — Authorizing the transfer of \$850.00 from and to certain Code Accounts, within the Department of Lands and Buildings and the Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$850.00 from and to the following Code Accounts within the Department of Lands and Buildings and the Department of Public Works.

FROM CODE ACCOUNT No.

1368 Salaries Regular
Employees ----- \$850.00

TO CODE ACCOUNT NOS.

1366-4 Wages Regular Employee
Electrician ----- \$200.00

1367-7 Wages Temporary
Employee — Electrician 250.00

1367-11 Wages Temporary
Employee — Skilled
Laborers ----- 300.00

1573 Wages Regular Employee
—Dept. Public Works - 100.00
\$850.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 27, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 92.

No. 440

AN ORDINANCE — Transferring the sum of \$3,200.00 from Code Account Nos. 1603 and 1609, to Code Account No. 1655-2, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum as follows:

FROM CODE ACCOUNT NOS.

1603 Salaries, Regular
Employees—General
Office ----- \$1,400.00

1609 Wages, Regular
Employees—Division
Offices ----- 1,800.00

TO CODE ACCOUNT NO.

1655-2 Wages, Asphalt Plant..\$3,200.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 27, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 93.

No. 441

AN ORDINANCE — Transferring \$2,000.00 from Code Account Nos. 1655-4, 1655-6, and 1655-7, to Code Account No. 1655-5, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum as follows:

FROM CODE ACCOUNT NOS.

1655-4 Supplies ----- \$ 500.00
1655-6 Repairs ----- 500.00
1655-7 Equipment ----- 1000.00

TO CODE ACCOUNT NO.

1655-5 Materials ----- \$2000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 27, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 93.

No. 442

AN ORDINANCE — Transferring the sum of \$1,850.00 from Code Account Nos. 1745 and 1780 to Code Account Nos. 1753, 1785, and 1788 in the Bureau of Water, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to make the following transfers between Code Accounts of the Bureau of Water, Department of Public Works:

FROM CODE ACCOUNTS:

1745 Wages—Regular Laborers
July to September—
Filtration Division ----- \$ 500.00

1780 Wages—Temporary Laborers,
July to September
Distribution Division --- 1350.00

TO CODE ACCOUNTS:

1753 Repairs—Filtration
Division ----- \$ 300.00

1785 Materials—Distribution
Division ----- 1000.00

1788 Equipment and Machinery
—Distribution Division -- 550.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 27, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 94.

No. 443

AN ORDINANCE — Transferring the sum of \$18,000.00 Code Account

No. 1443, Salaries, Bureau of Police, to Code Account No. 1231-4, Drug Supplies, Tuberculosis Hospital, Department of Public Health.

WHEREAS, a Certificate of Emergency relating to this matter has been signed by the Mayor and the City Controller; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$18,000.00 from Code Account No. 42, Contingent Fund 1443, Salaries, Bureau of Police to Code Account No. 1231-4, Drug Supplies, Tuberculosis Hospital, Department of Public Health, provided, however, that the amount herein transferred will be restored to Code Account No. 1443, Salaries, Bureau of Police, on or before December 1, 1947.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 27, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 94.

No. 444

AN ORDINANCE — Transferring the the sum of \$10,000.00 from C. A. 1228, Salaries, Regular Employees, Tuberculosis Hospital, Department of Public Health, and \$32,000.00 from Code Account 1443 to Code Accounts 1230, 1230-1, 1230-2, 1231, 1231-5, 1232 and 1234.

Whereas, A Certificate of Emergency has been signed by the Mayor and the City Controller relating to this matter; Now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the following:
From Code

Account Nos.	Amount
1228 Salaries, Regular Employees, Tuberculosis Hospital -----	\$10,000.00
1443 Salaries, Regular Employees, Bureau of Police -----	32,000.00
	\$42,000.00

To Code
Account Nos.

1230 Miscellaneous Services, Tuberculosis Hospital	\$ 2,500.00
1230-1 Professional Services, Tuberculosis Hospital	3,000.00
1230-2 Outside Maintenance, Tuberculosis Hospital	500.00
1231 Supplies, Tuberculosis Hospital -----	5,000.00
1231-1 Food, Tuberculosis Hospital -----	24,000.00
1231-5 X-ray Supplies, Tuberculosis Hospital --	2,000.00
1232 Material Tuberculosis Hospital -----	2,000.00
1234 Equipment and Machinery, Tuberculosis Hospital -----	3,000.00
	\$42,000.00

Provided, however, that the amount herein transferred from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, be returned to said Code Account on or before December 1, 1947.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 27, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 95.

No. 445

AN ORDINANCE — Transferring \$20,000.00 to Code Account No. 1514-1,

Gasoline and \$20,000.00 to Code Account No. 1515-1, Automotive Parts, Bureau of Automotive Equipment, Department of Public Works from Code Account No. 1443, Salaries, Bureau of Police.

Whereas, A Certificate of Emergency relating to this matter has been signed by the Mayor and the City Controller; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to make the following transfers to Code Accounts in the Bureau of Automotive Equipment, Department of Public Works:

TO CODE ACCOUNT NOS.:

1541-1 Gasoline -----	\$20,000.00
1515-1 Automobile Parts ---	20,000.00

FROM

1443 Salaries, Bureau of Police -----	\$40,000.00
---------------------------------------	-------------

Provided, however, that the amount herein transferred will be restored to Code Account No. 1443, Salaries, Bureau of Police, on or before December 1, 1947.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 27, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 96.

No. 446

AN ORDINANCE — Transferring the sum of \$7,100.00 from Code Account Nos. 1800, 1809, 1816, 1818, 1822, 1824, 1828 and 1830, to Code Account Nos. 1801, 1802 and 1804, all within the Department of Parks and Recreation.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the following sums:

FROM CODE ACCOUNT NOS.

1800	General Office, Salaries Regular -----	\$ 160.00
1809	Salaries, Park Guards----	230.00
1816	Salaries, Regular Employees, Central Division----	410.00
1818	Salaries, Regular Employees, South Side Division	950.00
1822	Salaries, Regular Employees, North Side Division	95.00
1824	Salaries, Regular Employees, Construction and Repairs Division -----	255.00
1828	Salaries, Regular Employees, Recreational Activities -----	2,500.00
1830	Wages, Temporary Employees, Recreational Activities -----	2,500.00
		\$7,100.00

TO CODE ACCOUNT NOS.

1801	Miscellaneous Services --	\$2,500.00
1802	Supplies -----	4,000.00
1804	Steam -----	600.00
		\$7,100.00

all within the Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 27, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 96.

No. 447

AN ORDINANCE—Providing for a contract with the Pittsburgh & West Virginia Railway Company for

the use of certain of its property adjoining Glenbury street in the 32nd Ward, Pittsburgh, Pa.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh be and they are hereby authorized and directed to enter into and execute a contract with the Pittsburgh & West Virginia Railway Company for the use of railway property adjoining Glenbury street in the 32nd Ward of the City of Pittsburgh, for the purpose of constructing concrete steps across a projection of the right-of-way of the Railway Company opposite Survey Stations from 293+03 to 293+39.37 of its Connellsville Division (formerly the West Side Belt R. R.) in the 32nd Ward of the City of Pittsburgh, and for its maintenance as a public right-of-way over and along said railway property adjoining Glenbury street.

Section 2. The total consideration to be paid by the City of Pittsburgh to the Pittsburgh & West Virginia Railway Company shall be the sum of One (\$1.00) Dollar.

Section 3. The cost of construction and maintenance thereafter to be at the sole cost and expense of the City of Pittsburgh.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 27, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 97.

No. 448

AN ORDINANCE—Providing for a contract or contracts for repairing, insulating and painting City water mains and their appurtenances suspended from the South Tenth street bridge and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for repairing, insulating and painting City water mains and appurtenances suspended from the South Tenth street bridge in accordance with the laws and ordinances governing said City, in an amount not exceeding \$4,500.00, chargeable to and payable from Code Account 1786, Repairs, Distribution Division, Bureau of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 27, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 97.

No. 449

AN ORDINANCE—Providing for a contract or contracts for the reconstruction of the 24" T. C. Pipe Sewer on South 24th street, between Wharton street and Sidney street, including all other work necessary in connection with the drainage served by this sewer, and appropriating funds for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the reconstruction of the 24" T. C. Pipe Sewer on South 24th street, between Wharton street and Sidney street, including all other work necessary in connection with the drainage served by this sewer, and in accordance with the laws and ordinances governing said City, in an

amount not exceeding the sum of \$3,119.98, which amount is hereby appropriated from and chargeable to Code Account No. 1540, Repair Schedule, Sewers.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 27, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 98.

No. 450

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of One Cab and Chassis and One Sedan Delivery Truck for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of One Cab and Chassis at a cost not to exceed the sum of \$1500.00 and one Sedan Delivery Truck at a cost not to exceed the sum of \$1500.00 including the trade-in of one old truck for the Bureau of Fire, Department of Public Safety, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 27, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 98.

No. 451

AN ORDINANCE — Authorizing the temporary use of a 2½ story frame building located at 816 Climax street, 18th Ward, as a school.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Superintendent of the Bureau of Building Inspection is hereby directed to issue to St. George's Church a temporary certificate of occupancy for the 2½ story frame building located at 816 Climax street, 18th Ward, authorizing the use of the first and second floors of said building for school purposes on condition that any exit facilities or other safeguards deemed necessary by said Superintendent be provided, said certificate of occupancy to expire two years after the date of issuance thereof.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 27, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 99.

No. 452

AN ORDINANCE—Amending portions of Sections 2, 11, 12 and 15 of Ordinance No. 393 entitled "An Ordinance authorizing the City of Pittsburgh to enter into contracts with Banks and Trust Companies located in and doing business in the City of Pittsburgh, Commonwealth of Pennsylvania for the deposit of moneys of the said City in the Banks and Trust Companies, providing for the deposit of securities to guarantee the moneys de-

posited and the payment of interest on said deposits," approved October 1, 1946.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That portion of Section 2 of Ordinance No. 393 entitled "An Ordinance authorizing the City of Pittsburgh to enter into contracts with Banks and Trust Companies located in and doing business in the City of Pittsburgh, Commonwealth of Pennsylvania for the deposit of moneys of the said City in the Banks and Trust Companies, providing for the deposit of securities to guarantee the moneys deposited and the payment of interest on said deposits," approved October 1, 1946, which now reads:

"CITY MONEYS"—All moneys of the City of Pittsburgh, all moneys deposited by the Collector of Delinquent Taxes, and all moneys deposited in Special and Trust Funds for which the City of Pittsburgh is responsible for its safekeeping.

shall be amended to read:

"CITY MONEYS"—Funds of the City of Pittsburgh and other funds for which the City or any officer or employee thereof shall act as custodian or trustee wherein the legal or equitable title in such funds shall belong to persons, co-partnerships, corporations or the Federal or State government or any agency or subdivision thereof other than such City.

Section 2. That portion of Section 11 of the said Ordinance which now reads:

For the purpose of securing the CITY AGAINST loss by the deposit of CITY MONEYS in BANK, BANK shall deliver to CITY securities in negotiable form,

shall be amended to read:

For the purpose of securing the CITY AGAINST loss by the deposit of CITY MONEYS in BANK, BANK shall deliver to CITY securities accompanied by a proper assignment or power of attorney to transfer the same,

Section 3. Section 12 of the said Ordinance which now reads:

Section 12. Securities or other obligations that shall be acceptable as security for the deposit of the CITY MONEYS shall be of the following classes:

Bonds of the United States of America;

Bonds of the Commonwealth of Pennsylvania;

Bonds of the County of Allegheny, Pennsylvania;

Bonds of the City of Pittsburgh, Pennsylvania;

Bonds of the School District of the City of Pittsburgh, Pennsylvania;

Certificates of Indebtedness issued by the City of Pittsburgh, including contractor's certificates, which shall be taken at their market value.

shall be amended to read:

Section 12. Securities or other obligations that shall be acceptable as security for the deposit of the CITY MONEYS shall be of the following classes:

Bonds of the United States of America;

Bonds of the County of Allegheny, Pennsylvania;

Bonds of the City of Pittsburgh, Pennsylvania.

Section 4. Section 15 of the said Ordinance which now reads:

Section 15. The securities deposited by each BANK for the security of the deposits shall at all times amount to, or be of the market value of one hundred and ten per centum (110%) of the amount on deposit with each BANK, and shall be delivered to the CITY immediately upon the deposit of CITY MONEYS.

shall be amended to read:

Section 15. The securities deposited by each BANK for the security of the deposits shall at all times amount to, or be of the market value of one hundred and twenty per centum (120%) of the amount on deposit with each BANK, and shall

be delivered to the CITY immediately upon the deposit of CITY MONEYS.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 7, 1947.

Ordinance Book 55, Page 99.

No. 453

AN ORDINANCE—Authorizing and directing an increase in the indebtedness of the City of Pittsburgh, in the amount of Five Hundred Thousand Dollars (\$500,000.00), and providing for the issuance of general obligation peoples bonds in said amount to pay the cost of general public improvements, including the construction of concrete steps, the construction and reconstruction of sewers, and the construction and resurfacing of streets, as a partial exercise of the authority conferred by the electors at a Special Bond Election held the 9th day of September, 1947, and levying taxes for the payment of said bonds at maturity and for the payment of interest and State taxes thereon.

Whereas, the corporate authorities of the City of Pittsburgh by Ordinance No. 287, approved July 23, 1947, recorded in Ordinance Book Volume 54, Page 716, signified the desire that the indebtedness of the City of Pittsburgh be increased in the amount of Twenty-one Million Dollars (\$21,000,000.00) for the purpose of paying the costs, damages and expenses of making improvements generally in the City, including, inter alia, the construction of concrete steps, the construction and reconstruction of sewers, and the construction and resurfacing of streets, and provided that the question of increasing the indebtedness in said amount for such purposes be submitted to a vote of the electors of said City at a Special Bond Election to be held on Tuesday, the 9th day of September, 1947; and

Whereas, After due legal notice said Special Election was held and conducted as required by law and a majority of the electors who voted at said Election, voted in favor of said increase of indebtedness and the vote was duly counted as required by law and the return certified to Council, which certified return has been placed of record upon the minutes of the Council.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That pursuant to the authority conferred by vote of the electors of the City of Pittsburgh at a Special Bond Election held the 9th day of September, 1947, general obligation peoples bonds of the City of Pittsburgh be issued in the aggregate principal amount of Five Hundred Thousand Dollars (\$500,000.00) to provide funds to pay the cost of general public improvements, including the construction of concrete steps, the construction and reconstruction of sewers, and the construction and resurfacing of streets.

The estimated period of usefulness of the improvements for which the aforesaid general obligation peoples bonds are to be issued is hereby stated and determined to be twenty (20) years from the date of said bonds.

Section 2. Said bonds shall be in denominations of One Thousand Dollars (\$1,000.00) each, shall be dated as of the 1st day of December, 1947, and shall be payable in twenty (20) equal installments of Twenty-five Thousand Dollars (\$25,000.00) each, one of which installments shall mature on the 1st day of December in each of the years 1948 to 1967, inclusive. Said bonds shall bear interest at a rate not exceeding four per centum (4%) per annum, to be determined by acceptance of bids submitted in accordance with published advertisements as provided by law, payable semi-annually on the first days of June and December in each year during the term thereof, without deduction for any taxes which may be levied on said bonds, or on the debt secured thereby, by the Commonwealth of Pennsylvania, pursuant to any present or future law (except

succession, estate, inheritance and gift taxes), the payment of which is hereby assumed by the City of Pittsburgh. The principal of and interest on said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for registered bonds of the same maturity by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller; and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be printed or engraved and to issue the same in the name of the City of Pittsburgh. The cost of preparing and issuing these bonds shall be deemed to be one of the purposes for which the bonds are issued and the expenses thereof shall be paid out of the proceeds of the sale of these bonds upon invoices approved by the Finance Committee of Council.

Registered bonds shall be registered with the City Treasurer, and shall be re-registered only on the books of the City Treasurer. Both registered and coupon bonds shall be signed by the Mayor, countersigned by the City Controller, and sealed with the corporate seal of the City of Pittsburgh. In case of the absence or disability of any of such officials, the bonds shall be signed by the City official authorized by law or by resolution of Council to act in his place.

Each of said bonds shall be known and designated as

**GENERAL PUBLIC IMPROVEMENT
PEOPLES BOND OF 1947, SERIES A**

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, to the highest responsible bidder therefor after public notice by advertisement as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for

City purposes, an annual tax, commencing the first year after said bonded debt shall have been increased or incurred, namely, the year 1948, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and any tax thereon which by the terms of said bonds is assumed by the City, and also an annual tax commencing in said year equal to five per centum (5%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and retirement of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenues of said City for the payment and redemption aforesaid.

The aforesaid tax levy shall be expressed as an amount of money to be raised by taxation in each succeeding year, during the term of said bonds, for principal, interest and taxes thereon by a subsequent ordinance supplementing or amending this ordinance after the determination of the interest rate which shall be applicable thereto. Said ordinance or amendment to this ordinance shall also fix the interest rate on said bonds.

Section 5. That all bonds issued by the authority of this ordinance, and the Acts of Assembly authorizing the same, shall be general obligation bonds, shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, shall be free from taxation, as aforesaid, and for the payment of the principal of the said bonds and the interest thereon semi-annually as the same shall become payable, the full faith, honor, credit and property of the City are hereby irrevocably pledged.

Section 6. That the coupon and registered bonds issued in pursuance of this ordinance shall be in form approved by the City Solicitor and shall follow the provisions of this ordinance.

Section 7. Pending the execution and delivery of the definitive bonds to be issued under this Ordinance, the Mayor and the City Controller are authorized to have prepared, and to

execute and deliver to the purchaser of the bonds hereby authorized, one or more temporary typewritten or printed bonds for the aggregate principal amount of the bonds authorized by this Ordinance, which temporary bonds shall be in such denomination and amount as the Mayor and the Controller may determine, and shall be substantially of the tenor of the registered bonds to be issued hereunder, with the appropriate omissions, insertions and variations as may be required. Each of said temporary bonds shall bear on its face the words

TEMPORARY GENERAL PUBLIC
IMPROVEMENT PEOPLES BOND
OF 1947, SERIES A

and such temporary bonds shall be exchangeable at the office of the City Controller for a like principal amount of definitive bonds, when such definitive bonds are ready for delivery.

Section 8. The Mayor and the City Controller are hereby authorized and directed to prepare and file with the Clerk of the Court of Quarter Sessions of Allegheny County, Pennsylvania, under oath, a statement showing (a) the amount of the existing gross liability of the City, the various allowable deductions which are claimed, and the net debt of the City; (b) the amount of the assessed valuation of all taxable property as last determined; (c) the amount of the bonds to be issued hereunder, and (d) the form, number and date of maturity of said bonds in accordance with the provisions of the Act of Assembly of the Commonwealth of Pennsylvania, approved June 25, 1941, P. L. 159, known as the "Municipal Borrowing Law," and any amendments thereof or supplements thereto, and to do and perform all other acts required by said Act or by this Ordinance or any amendments or supplements thereto in connection with the sale and issuance of said bonds.

Section 9. It is hereby declared that the existing net debt of the City of Pittsburgh and the debt to be incurred hereby do not in the aggregate exceed any constitutional or statutory limitation.

Section 10. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 12, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 101.

No. 454

AN ORDINANCE—Granting permission to the Peoples Natural Gas Company to construct and maintain a two-inch gas pipe across certain property of the City of Pittsburgh.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Peoples Natural Gas Company, its successors or assigns, are hereby granted authority and permission to construct, maintain, repair and remove a two-inch low pressure gas pipe line on, over and through property of the City of Pittsburgh, between Park View avenue and Juno street on the Northerly side of Wilnot street, 4th Ward. Said gas line to be located as follows, to-wit:

BEGINNING at a point on the East side of Park View avenue, approximately 89 feet North from the center line of Wilnot street; thence in an Easterly direction parallel to and approximately two (2) feet South from the Northerly property line of land of the City of Pittsburgh, a distance of 140 feet to steps owned by the City of Pittsburgh; thence in a Northeast direction parallel to and approximately one and a half (1½) feet North of said steps, a distance of 175 feet to the Westerly side of Juno street in the 4th Ward, City of Pittsburgh.

Section 2. Peoples Natural Gas Company, prior to the commencement of the work, shall submit to the Director of the Department of Public Works a complete set of plans for the proposed construction.

Section 3. The rights and privileges granted by this Ordinance are granted

upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said pipe line upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinances of Council to the said Peoples Natural Gas Company, their successors and assigns, to that effect and that the said grantee shall, when so notified, at the expiration of the said six months, forthwith, remove the said pipe line and replace the ground to its original position at its own cost and expense.

Section 4. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, by reason of the construction, maintenance, and use of the said pipe line and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 5. The foregoing rights and privileges are granted subject to the following condition, to-wit: This Ordinance shall become null and void unless within sixty (60) days after its passage and approval, the Peoples Natural Gas Company shall file with the City Controller its certificate of acceptance and the provisions thereof, said certificate to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 103.

No. 455

AN ORDINANCE—Exempting the position of PLANNING ENGINEER, as created by Ordinance No. 497, Approved December 31, 1937, from the requirements of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, and authorizing the

City Planning Commission of the Department of City Planning to employ an individual who does not meet the residence requirements of the said ordinance.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the position of **PLANNING ENGINEER**, as created by Ordinance No. 497, approved December 31, 1937, be and the same is hereby **EXEMPTED** from the provisions of Section 42 of Ordinance No. 450, approved January 7, 1902, as amended, providing that "all heads of Bureaus, employees and clerks of said City... shall be residents and inhabitants of the City of Pittsburgh, and shall reside therein during their term of service and employment, and shall have resided in said City at least two years immediately prior to such appointment."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 104.

No. 456

AN ORDINANCE—Transferring \$50,000.00 from Code Account 1461, Salaries, Regular Employees, Bureau of Fire, to the following Code Accounts of the Bureau of Traffic Planning, Department of Public Safety—\$20,000.00 to Code Account 1496, Equipment, and \$30,000.00 to Code Account 1490, Miscellaneous Services, for the furnishing, delivery and installation of traffic signal cable of the Downtown Traffic Signal System to replace traffic signal cable which has become defective.

Whereas, A Certificate of Emergency has been signed by the Mayor and the City Controller relating to this matter; Now, therefore,

The Council of the City of Pitts-

burgh hereby enacts as follows:

Section 1. That the City Controller shall be and he is hereby authorized to transfer \$20,000.00 from Code Account 1461, Salaries, Regular Employees, Bureau of Fire, to Code Account 1496, Equipment, and \$30,000.00 from Code Account 1461, Salaries, Regular Employees, Bureau of Fire, to Code Account 1490, Miscellaneous Services, both Code Accounts being in the Bureau of Traffic Planning, Department of Public Safety.

Provided, however, that the amount herein transferred shall be returned to Code Account 1461, Salaries, Regular Employees, Bureau of Fire, on or before December 1, 1947, from the proceeds of the sale of notes to be refunded out of the sale of People's Bonds during the year 1948.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 105.

No. 457

AN ORDINANCE — Transferring the sum of \$30,000.00 from Code Account No. 1, Interest on Loans, to Code Account No. 42, Contingent Fund.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$30,000.00 from Code Account No. 1, Interest on Loans, to Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.
Ordinance Book 55, Page 105.

No. 458

AN ORDINANCE — Transferring the sum of \$2,500.00 from C. A. 1755 to C. A. 1772 in the Bureau of Water, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to transfer the sum of \$2,500.00 from Code Account No. 1755, Salaries, Regular Employees, to Code Account No. 1772, Materials, in the Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.
Approved November 13, 1947.
Ordinance Book 55, Page 106.

No. 459

AN ORDINANCE — Transferring the sum of \$2700.00 from Code Account No. 1500 to Code Account Nos. 1502, 1504 and 1505 in the Director's Office, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to make transfers within code accounts of the Director's Office, Department of Public Works as follows:

FROM CODE ACCOUNT NO.	
1500 Salaries	-----\$2700.00
TO CODE ACCOUNT NOS.:	
1502 Miscellaneous Services	---\$ 200.00
1504 Repairs	----- 1500.00
1505 Equipment	----- 1000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.
Approved November 13, 1947.
Ordinance 55, Page 106.

No. 460

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,179.67, in payment for street lighting service furnished, during the month of October, 1947, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Duquesne Light Company, in the sum of \$60,179.67 in payment for street lighting service furnished, during the month of October, 1947, for the benefit of the City without previous authority of law and charge same to Code Account 1597-2, Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.
Approved November 13, 1947.
Ordinance Book 55, Page 107.

No. 461

AN ORDINANCE—Authorizing the issuance of warrants in favor of Allegheny Building and Supply Company for \$1,250.00 and Allegheny Con-

struction Equipment Company for \$522.13 in payment for extra work performed on contract and equipment rental in the Department of Public Works for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following in payment for extra work performed on contract and equipment rental in the Department of Public Works for the benefit of the City without previous authority of law, and charge same to the code accounts set forth:

Allegheny Building and Supply Co.,
\$1,250.00 Bond Fund 166-13. Controller's Register No. 10,129.

Allegheny Construction Equipment Co., \$522.13, Code 7. Clean-Up Campaign.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 107.

No. 462

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Fritz Kubitz in the sum of \$300.00 for services rendered the Bureau of Building Inspection without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Fritz Kubitz in the sum of \$300.00, for 60 hours engineering services checking plans in the Bureau of Building

Inspection at \$5.00 per hour, said services having been rendered during the period from July 28 to September 24, inclusive, 1947, charged to and payable from Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 108.

No. 463

AN ORDINANCE—Providing for a contract or contracts for the resurfacing of City Streets with asphaltic materials furnished by the City under existing contracts, and the work incidental thereto, including regrading and recurbing, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to let a contract or contracts to the lowest responsible bidder or bidders for the resurfacing of City streets with asphaltic materials furnished by the City under existing contracts, and the work incidental thereto, including regrading and recurbing, in accordance with the laws and ordinances governing said City, not to exceed the sum of \$28,000.00, chargeable to and payable from Bond Fund No. 17, resurfacing City streets.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 108.

No. 464

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Olivant street and DeSilver street, from a point about 150' East of Dunmore street to the existing sewer on Nelson street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a Public Sewer be constructed on Olivant street and DeSilver street, from a point about 150' East of Dunmore street to the existing sewer on Nelson street.

Commencing on Olivant street at a point about 150' East of Dunmore street; thence westwardly along Olivant street to DeSilver street; thence southwardly along DeSilver street to the existing sewer on Nelson street.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh, relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section I of this ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of Eighteen Thousand (\$18,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Approved November 3, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 108.

No. 465

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Devonshire avenue from a point about 200 feet South of Center avenue to the existing sewer on Center avenue, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a Public Sewer be constructed on Devonshire avenue from a point about 200 feet South of Center avenue to the existing sewer on Center avenue.

Commencing on Devonshire avenue, at a point about 200 feet South of Center avenue, thence northwardly along Devonshire avenue to the existing sewer on Center avenue.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section I of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of \$3,500.00 which is the estimate of the

whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 109.

No. 466

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of 2 Soot Blowers for the Bureau of Water, Department of Public Works, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of 2 Soot Blowers for the Bureau of Water, Department of Public Works, at a cost not to exceed the sum of \$700.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1774, Equipment, Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 110.

No. 467

AN ORDINANCE—Setting aside and dedicating certain property of the City of Pittsburgh for public use for highway purposes for the widening of North Highland avenue.

Whereas, The City of Pittsburgh was the owner of property at the northeast corner of North Highland avenue and Broad street, having a frontage of 52.55 feet on North Highland avenue and 83.58 feet on Broad street, and

Whereas, The City of Pittsburgh sold the major portion of this property to Charles M. Heiry and Pearl Heiry, his wife, by Deed recorded January 30, 1945, in Deed Book Volume 2831, page 42, retaining title to an irregular shaped piece of property at the intersection of the two streets, having a frontage of 18.17 feet on North Highland avenue and 18.17 feet on Broad street, and bounded on the third side by the property sold to Charles M. Heiry, and Pearl Heiry, his wife, and

Whereas, In the judgment of the Mayor and the Council of the City of Pittsburgh, the property owned by the City of Pittsburgh, at the intersection of North Highland avenue and Broad street should be taken and used for highway purposes for the widening of North Highland avenue; Now, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the property owned by the City of Pittsburgh at the northeast corner of North Highland avenue and Broad street shall be and the same is hereby set aside and dedicated for public use for highway pur-

poses for the widening of North Highland avenue, the same being more particularly bounded and described as follows, to-wit:

Beginning at the intersection of the easterly line of North Highland avenue with the northerly line of Broad street; thence extending northwardly along the easterly line of North Highland avenue 18.17 feet to a point of curve; thence southwardly and eastwardly along property of Charles M. Heiry and Pearl, his wife, by the arc of a circle deflecting to the left within a radius of 20 feet and a central angle of $84^{\circ} 31' 30''$ for an arc distance of 29.50 feet to a point of tangent on the northerly line of Broad street; thence westwardly along the northerly line of Broad street 18.17 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to enter upon, take possession of, and appropriate the above described property for highway purposes, in conformity with the provisions of this Ordinance.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 110.

No. 468

AN ORDINANCE—Accepting the dedication of property for the widening of Shady avenue at the intersection of Landview avenue and at the intersection of Ventner way, as shown on the "Viewland Plan of Lots—Revision No. 1" in the Fourteenth Ward of the City of Pittsburgh, laid out by Louis L. Gondelman, and widening Shady avenue in conformity therewith.

Whereas, Louis L. Gondelman, the owner of certain property in the Fourteenth Ward of the City of Pittsburgh,

laid out in the "Viewland Plan of Lots—Revision No. 1" has executed a deed of dedication upon the said plan for property for the widening of Shady avenue and has released the said City from any liability for damages for or by reason of the physical grading of the said street to the grade now or to be established by Ordinance of the City of Pittsburgh, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the dedication of property for the widening of Shady avenue at the intersection of Landview avenue and at the intersection of Ventner way, as shown on the "Viewland Plan of Lots—Revision No. 1" in the Fourteenth Ward of the City of Pittsburgh, for public use for highway purposes shall be and the same is hereby accepted.

Section 2. Shady avenue at the intersection of Landview avenue and at the intersection of Ventner way shall be and the same is hereby widened as a public highway in conformity with the provisions of the said dedication.

Section 3. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to enter upon, take possession of, and appropriate the property as so dedicated for the widening of Shady avenue at the intersection of Landview avenue and at the intersection of Ventner way.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 111.

No. 469

AN ORDINANCE—Accepting the dedication of property for the widening of Oliviant street as shown on the

plan of "Olivant Gardens" in the Twelfth Ward of the City of Pittsburgh laid out by Joseph Yacoboni and Antonio Yacoboni and widening Olivant street within the limits of the said Plan of Lots.

Whereas, Joseph Yacoboni and Antonio Yacoboni, the owners of certain property in the Twelfth Ward of the City of Pittsburgh laid out in the Plan of "Olivant Gardens" have executed a deed of dedication upon the said plan for property for the widening of Olivant street and have released the said City from any liability for damages for or by reason of the physical grading of the said street to the grade as established by Ordinance No. 359, approved August 11, 1917, of record in Ordinance Book, Volume 29, Page 15, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the dedication of property for the widening of Olivant street, as shown on the Plan of "Olivant Gardens" in the Twelfth Ward of the City of Pittsburgh, by Joseph Yacoboni and Antonio Yacoboni to the City of Pittsburgh for public use for highway purposes, be and the same is hereby accepted.

Section 2. Olivant street within the limits of the said Plan of "Olivant Gardens" shall be and the same is hereby widened as a public highway in conformity with the provisions of the said dedication.

Section 3. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to enter upon, take possession of, and appropriate the property as so dedicated for the widening of Olivant street within the limits of the said Plan of "Olivant Gardens."

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.
Approved November 13, 1947.
Ordinance Book 55, Page 112.

No. 470

AN ORDINANCE—Accepting the dedication of property for the widening of a ten-foot unnamed way and property for the widening of Larimer street as shown on Roger Lane Plan of Lots in the 12th Ward of the City of Pittsburgh laid out by Guiseppe Seppl and Roger B. Tursini and widening the ten-foot unnamed way and widening Larimer street, as shown on the said Plan of Lots.

Whereas, Guiseppe Seppl and Roger B. Tursini, the owners of certain property in the 12th Ward of the City of Pittsburgh laid out in the Roger Lane Plan of Lots have executed a deed of dedication upon the said plan for property for the widening of a ten-foot unnamed way and property for the widening of Larimer street and have released the said City from any liability for damages for or by reason of the physical grading of the ten-foot unnamed way to the grade to be established and of the physical grading of Larimer street to the grade as established by Ordinance No. 525, approved September 25, 1912, of record in Ordinance Book, Volume 24, Page 381, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the dedication of property for the widening of a ten-foot unnamed way and property for the widening of Larimer street, as shown on the Roger Lane Plan of Lots in the 12th Ward of the City of Pittsburgh by Guiseppe Seppl and Roger B. Tursini to the City of Pittsburgh for public use for highway purposes, be and the same is hereby accepted.

Section 2. The unnamed ten-foot way and Larimer street shall be and the same are hereby widened as public highways in conformity with the provisions of said dedication.

Section 3. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to en-

ter upon, take possession of, and appropriate the property as so dedicated for the widening of the unnamed ten-foot way and for the widening of Larimer street, as shown on the Roger Lane Plan of Lots.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 113.

No. 471

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Columbo street, from Mossfield street to Schenley avenue, including the installation of house sewer laterals and other work incidental thereto, and including, as may be necessary, the grading of approaches on streets affected thereby and sinking of exploratory test holes; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, It appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Columbo street, from Mossfield street to Schenley avenue have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Columbo street from Mossfield street to Schenley avenue be graded, paved and curbed, including the installation of house sewer laterals and other work incidental thereto, and that, as may be necessary, approaches be graded on streets affected thereby

and exploratory test holes be sunk.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of Columbo street from Mossfield street to Schenley avenue, including the installation of house sewer laterals and other work incidental thereto, and including, as may be necessary, the grading of said approaches and sinking of exploratory test holes; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirty-one Thousand (\$31,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 113.

No. 472

AN ORDINANCE—Transferring \$15,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 44-M, Workmen's Compensation Fund.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized to transfer the sum of \$15,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 44-M, Workmen's Compensation Fund.

Section 2. That, any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 114.

No. 473

AN ORDINANCE—Transferring \$500.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1365 Equipment, Bureau of Accounts and Administration, Department of Lands and Buildings.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$500.00 from Code Account No. 42, Contingent Fund, to the following Code Account in the Bureau of Accounts and Administration, Department of Lands and Buildings.

TO CODE ACCOUNT NO.

1365 Equipment ----- \$500.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.

Ordinance Book 55, Page 114.

No. 474

AN ORDINANCE—Transferring \$150.00 from Code Account No. 1102, Salaries, Regular Employees, to Code Account No. 1105, Repairs, within the Department of City Planning.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$150.00 within the Department of City Planning as follows:

From Code Account No. 1102,
Salaries, Regular Employees...\$150.00

To Code Account No. 1105,
Repairs ----- \$150.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 10, 1947.

Approved Nov. 20, 1947.

Ordinance Book 55, Page 115.

No. 475

AN ORDINANCE — Authorizing and directing the Mayor to execute on behalf of the City of Pittsburgh an agreement with the Public Parking Authority of Pittsburgh providing for a loan by the City of Pittsburgh to the Public Parking Authority of Pittsburgh in the sum of \$75,000.00 for the establishment of off-street parking facilities.

Whereas, the greatly increased volume of automobile traffic in the business and commercial sections of the City of Pittsburgh, combined with the necessary stopping and parking on City streets, has resulted in a condition of traffic congestion which constitutes a serious public problem; and,

Whereas, under authority of the Parking Authority Law Act No. 208, approved 5th of June, 1947, the Public Parking Authority of Pittsburgh has been organized as a body politic to exercise public powers for the purpose of establishing a co-ordinated

system of automobile parking facilities for the fulfillment of public needs; and,

Whereas, the effectuation of the authorized purposes of the Public Parking Authority of Pittsburgh will be for the benefit of the citizens of the City of Pittsburgh and the Public Parking Authority of Pittsburgh is designed to perform essential governmental functions; Now, Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor is hereby authorized and directed to execute on behalf of the City of Pittsburgh an agreement with the Public Parking Authority of Pittsburgh, in form approved by the City Solicitor, to provide for a loan by the City of Pittsburgh to the Public Parking Authority of Pittsburgh in the sum of \$75,000.00 for administrative expenses and for the costs of preliminary studies, the preparation of plans and the acquisition and construction of facilities for off-street parking, said agreement to provide for the repayment of said loan of \$75,000.00 from the proceeds of the first bonds issued by the Public Parking Authority of Pittsburgh with interest at the same rate of interest as that established from the sale of the first People's Bond Issue, provided, however, that not more than \$25,000.00 shall be loaned during the year 1947; the balance to be loaned during the year 1948.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 10, 1947.

Approved November 20, 1947.

Ordinance Book 55, Page 116.

No. 476

AN ORDINANCE — Providing for a contract or contracts for the construction of concrete steps and appur-

tenances thereto at various locations in the City of Pittsburgh, and for the payment of the costs thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction of concrete steps and appurtenances thereto at various locations in the City of Pittsburgh, (the life of which improvements will exceed twenty years), in accordance with the laws and ordinances governing said City, in an amount not exceeding \$150,000.00, including engineering and other necessary expenses, which amount is hereby appropriated from and chargeable to Bond Fund No. 176, People's Bonds, General Public Improvements 1947, Series "A."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 10, 1947.

Approved November 20, 1947.

Ordinance Book 55, Page 116.

No. 477

AN ORDINANCE — Providing for a contract or contracts for the construction and reconstruction of sewers, at various locations in the City of Pittsburgh, and all other work necessary in connection with the drainage areas served by the sewers, and appropriating Funds for the payment of the cost thereof, including engineering and other necessary expenses in connection therewith.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby

authorized and directed to advertise for proposals, award and enter into a contract or contracts for the construction and reconstruction of sewers at various locations in the City of Pittsburgh, (the life of which improvements will exceed twenty (20) years), and all other work necessary in connection with the drainage areas served by the sewers, and in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of \$170,000.00, including engineering and other necessary expenses in connection therewith, which amount is, hereby appropriated from and chargeable to Bond Fund No. 176, People's Bond, General Public Improvements, 1947, Series "A."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 10, 1947.

Approved November 20, 1947.

Ordinance Book 55, Page 117.

No. 478

AN ORDINANCE—Transferring \$61,000.00 from C. A. 1597-2, Street Lighting, to C. A. 1768, Fuel-Coal, in the Bureau of Water, Department of Public Works.

Whereas, A certificate of emergency signed by the Mayor and the City Controller relating to this matter has been filed with Council; therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to transfer the sum of \$61,000.00 from C. A. 1597-2, Street Lighting, to C. A. 1768, Fuel-Coal in the Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the

same affects this Ordinance.

Passed November 17, 1947.

Approved November 20, 1947.

Ordinance Book 55, Page 117.

No. 479

AN ORDINANCE — Authorizing the transfer of \$2,592.96 from Code Account Nos. 1650 and 1652 to Code Account No. 1650-3 in the Bureau of Highways and Sewers, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to make transfers within Code Accounts of the Bureau of Highways and Sewers, Department of Public Works, as follows:

FROM CODE ACCOUNT NOS.:

1650 Wages, Laborers, Jan. to
March ----- \$1,690.61

1652 Salaries, Truck Drivers... 902.35

TO CODE ACCOUNT NO.

1650-3 Wages, Laborers,
Oct. to Dec. ----- \$2,592.96

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 17, 1947.

Approved November 20, 1947.

Ordinance Book 55, Page 118.

No. 480

AN ORDINANCE — Transferring the sum of \$3,200.00 from Code Account Nos. 1620 and 1652 to Code Account 1635-3, all accounts being within the Bureau of Highways and Sewers, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum as follows:

FROM CODE ACCOUNT NOS.:

1620 Salaries, Temporary Employees	\$2,500.00
1652 Salaries, Temporary Employees	700.00
Total	\$3,200.00

TO CODE ACCOUNT NO.:

1635-3 Dust Laying Material...\$3,200.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 17, 1947.

Approved November 20, 1947.

Ordinance Book 55, Page 118.

No. 481

AN ORDINANCE — Transferring \$1,000.00 from Code Account No. 1076, Witness Fees, to Code Account No. 1079, Equipment, Department of Law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized to transfer the sum of \$1,000.00 from Code Account No. 1076, Witness Fees, to Code Account No. 1079, Equipment, Department of Law.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 17, 1947.

Approved November 20, 1947.

Ordinance Book 55, Page 119.

No. 482

AN ORDINANCE — Authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. 42, Contingent Fund, \$1,000.00 of said amount to be transferred into Code Account No. 1483, Miscellaneous Services, and \$4,000.00 into Code Account No. 1484, Supplies, both of the latter accounts being assigned to the Bureau of Building Inspection.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to transfer the sum of \$5,000.00 from Code Account No. 42, Contingent Fund, \$1,000.00 of said amount to be transferred into Code Account No. 1483, Miscellaneous Services, and \$4,000.00 into Code Account No. 1484, Supplies, both of the latter accounts being assigned to the Bureau of Building Inspection.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 17, 1947.

Approved November 20, 1947.

Ordinance Book 55, Page 119.

No. 483

AN ORDINANCE — Transferring the sum of \$750.00 from Code Account No. 1466 to Code Account No. 1465, Bureau of Fire, D. P. S.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$750.00 from Code Account No. 1466, Repairs, to Code Account No. 1465, Materials, Bureau of Fire, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 17, 1947.

Approved November 20, 1947.

Ordinance Book 55, Page 120.

No. 484

AN ORDINANCE — Repealing Ordinance No. 395, approved August 13, 1940, entitled, "An Ordinance authorizing and directing the construction of a public sewer on Springfield street and Hamburg street from Rhode Island street to the existing sewer on Hamburg street, northwest of Springfield street, to be carried out with aid furnished by the Federal Works Projects Administration, its successor or successors; providing for payment of the costs of construction work not borne by the Federal Work Projects Administration, its successor or successors, and that such costs, damages, and expense occasioned thereby be assessed against and collected from property especially benefited."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Ordinance No. 395, approved August 13, 1940, entitled "An Ordinance authorizing and directing the construction of a public sewer on Springfield street and Hamburg street from Rhode Island street to the existing sewer on Hamburg street, northwest of Springfield street, to be carried out with aid furnished by the Federal Work Projects Administration, its successor or successors, providing for payment of the costs of construction work not borne by the Federal Work Projects Administration, its successor or successors, and that such costs, damages, and expenses occasioned thereby be assessed against and collected from property especially benefited," shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 17, 1947.

Approved November 20, 1947.

Ordinance Book 55, Page 120.

No. 485

AN ORDINANCE—Levying and assessing taxes and water rents for the fiscal year beginning January 1, 1948, and ending December 31, 1948, upon all property subject to taxation within the limits of the City of Pittsburgh.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That for the purpose of providing sufficient revenue for the payment of the ordinary current expenses of said City, for the payment of interest on the funded and floating indebtedness of said City and of the constituent units constituting the present City of Pittsburgh, created prior to their annexation to or consolidation with said City, for the payment of the amounts required to be paid to the several sinking funds for the retirement at maturity of the outstanding indebtedness of said City and of the constituent units constituting the present City of Pittsburgh, created prior to their annexation to or consolidation with said City, due or to become due during the fiscal year beginning January 1, 1948, and ending December 31, 1948, and for the payment of other liabilities of said City due or to become due during the fiscal year beginning January 1, 1948, and ending December 31, 1948, the following taxes shall be and the same are hereby levied and assessed upon all property taxable for state, county and city purposes within the limits of said City, viz: Twenty-eight (28) mills upon each dollar or Two Dollars and Eighty Cents (\$2.80) upon each one hundred dollars (\$100) of the assessed valuation of land and Fourteen

(14) mills upon each dollar, or One Dollar and Forty Cents (\$1.40) upon each one hundred dollars (\$100.00) of the assessed valuations of all buildings.

Section 2. The Board of Water Assessors shall assess water rents for the period from January 1, 1948, to Dec. 31, 1948, inclusive, at the same rates and under the same regulations as provided in Section 2 of Ordinance No. 391, approved December 6, 1943, entitled, "An Ordinance levying and assessing taxes and water rents for the fiscal year beginning January 1st, 1944, and ending December 31, 1944, upon all property subject to taxation within the limits of the City of Pittsburgh."

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 29, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 121.

No. 486

AN ORDINANCE—To provide revenue for the City of Pittsburgh by imposing a tax on certain classes of personal property; providing for the assessment and collection of the same; conferring and imposing powers and duties on the City Treasurer and imposing penalties.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. Imposition and Rate of Tax; Exceptions.—A tax at the rate of two mills on each dollar is hereby imposed for the year 1948 and annually thereafter on the value of all personal property of the classes taxed by the County of Allegheny pursuant to the Act of June 17, 1913, P. L. 507, as amended, and enumerated in Section 1 of said Act, owned, held or possessed by any resident, which as used in this Section shall mean any

person, persons, copartnership or unincorporated association or company resident, located or liable to taxation within the City of Pittsburgh, or by a joint stock company or association, limited partnership, bank or corporation whatsoever formed, created or incorporated by, under or in pursuance of any law of the Commonwealth of Pennsylvania or of the United States, or of any other State or Government, and liable to taxation within the City, whether such personal property be owned, held or possessed by such resident in his own right or as active trustee, agent, attorney-in-fact or in any other capacity or by any resident as trustee, agent or attorney-in-fact jointly with one or more trustees, agents or attorneys-in-fact domiciled outside of the City where such personal property is held and managed in this City, except as executor or administrator of the estate of a non-resident decedent and except as trustee for a resident or non-resident, religious, charitable or educational organization, no part of the net earnings of which inures to the benefit of any private stockholder or individual, or for the use, benefit or advantage of any other person, copartnership, unincorporated association, company, joint stock company or association, limited partnership, bank or corporation; and the equitable interest in any such personal property owned, held or possessed by any resident where the legal title to such personal property is vested in a trustee, agent or attorney-in-fact domiciled outside of the City, or where the legal title to such personal property is vested in more than one trustee, agent or attorney-in-fact, one or more of whom are domiciled outside of the City, and one or more of whom are domiciled within the City, and such personal property is held and managed outside of the City, and where such resident is entitled to receive all or any part of the income therefrom. No failure to assess or return the same shall discharge such owner or the holder thereof from liability therefor. Provided that if the said County personal property tax, or law imposing the same is repealed, this shall not operate as a repeal of the City personal property tax or this ordinance, but the said City personal property

tax shall continue until terminated by ordinance duly passed by Council of the City of Pittsburgh and approved as required by law.

Provided that the provisions of this section shall not apply to subjects excepted in said Act of 1913 as amended, and provided further that the provisions of this section shall not apply to personal property received, or acquired with proceeds of money or property received, before or after the effective date of this Ordinance, from any person or persons, copartnership, or unincorporated association or company, non resident in or not located within this City, or before the effective date of this Ordinance, from any person or persons, copartnership, or unincorporated association or company, non resident in or not located within this City on the effective date of this Ordinance, or from any joint stock company or association, limited partnership, bank or corporation formed, erected or incorporated by, under or in pursuance of any law of the United States or of any state or government other than the Commonwealth of Pennsylvania by any person or persons, copartnership, unincorporated association, company, joint stock company or association, limited partnership, bank or corporation as active trustee, agent, attorney in fact, or in any other capacity for the use, benefit, or advantage of any person or persons, copartnership or unincorporated association or company, non resident in or not located within this City, or for the use, benefit or advantage of any joint stock company or association, limited partnership, bank or corporation formed, erected or incorporated by, under or in pursuance of any law of the United States or of any state or government other than the Commonwealth of Pennsylvania; nor shall the provisions of this section apply to personal property held for the use, benefit or advantage of any resident who shall have in each of the ten (10) preceding calendar years, given or contributed all of his net income to any corporation organized or operated exclusively for religious, charitable, scientific, literary or educational purposes.

SECTION 2. Returns and Assess-

ments.—For the purpose of ascertaining the amount of tax payable under this ordinance, it shall be the duty of every resident of the City of Pittsburgh liable to pay such tax to file a return of personal property. In order to eliminate the duplication which would result from the filing of a separate return for the City and a separate return for the County, the City of Pittsburgh hereby adopts the return filed with the Allegheny County Board of Property Assessment, Appeals and Review in compliance with the Act of June 17, 1913, P. L. 507, as amended as a return for the City of Pittsburgh in compliance with the requirements of this ordinance, for the payment of a personal property tax by all persons subject thereto.

The assessments of personal property of residents of the City of Pittsburgh made by the County officials administering and collecting the County personal property tax, shall be used to determine the amount of tax due to the City of Pittsburgh under this ordinance. The assessments so made shall have the same force and effect as if the assessments had been made initially by the City of Pittsburgh and are hereby adopted for City tax purposes.

The term "assessments" as used herein shall mean the final assessments as adopted and used by County officials administering the County personal property tax after all petitions for reassessments, and appeals provided by law, have been finally determined.

The Mayor and the City Treasurer are hereby authorized to enter into an agreement with the proper county officials for reimbursement or payment to the County of the expenses incurred in the furnishing to the City by the County Board of Assessments, Appeals and Review, of the names and addresses of taxables within the City, the assessments made of their personal property subject to the tax and such other information as may be agreed upon. Said payments shall be made from funds appropriated by City Council.

SECTION 3. Payment of the tax.—Taxes imposed by this ordinance shall be due and payable on May 1st of

each year. Taxes paid during the month of May shall be subject to a discount of 2%, and if not paid during May, shall be payable at face during June and July. Taxes unpaid by July 31st shall be considered delinquent and shall be subject to a penalty of 5% of the face amount of the tax, and interest at the rate of $\frac{1}{2}$ of 1% per month until paid.

SECTION 4. Collection of the tax.—All taxes, penalties and interest imposed by this ordinance shall be paid to and collected by the City Treasurer. Delinquent taxes shall be recovered by the said Treasurer by suit in assumpsit or by such other methods as are authorized and allowed by law.

SECTION 5. Fines and Penalties.—(a) Any person who shall make a false and fraudulent return or any person who fails or refuses to file any return containing the information required by this ordinance shall, upon conviction thereof before any alderman or magistrate, be sentenced to pay a fine of One Hundred Dollars (\$100), and, in default of payment of said fine, to be imprisoned in the Allegheny County Jail or Allegheny County Workhouse for a period not exceeding thirty (30) days.

(b) It shall be unlawful for any person or persons, copartnership, unincorporated association, limited partnership, joint stock association, or corporation whatsoever, in loaning money at interest to any person or persons, whether such loans be secured by bond and mortgage or otherwise, to require the person or persons borrowing the same to pay the tax imposed thereon by this ordinance, and in all cases where such tax shall have been paid by the borrower or borrowers, the same shall be deemed and considered usury and subject to the laws governing the same.

(c) As used in this section the term "person" as applied to associations shall mean the partners or members thereof, and as applied to corporations the officers thereof.

SECTION 6. Saving Clause.—If the tax or any portion thereof imposed upon any of the personal property of

any of the classes hereinbefore described under the provisions of this ordinance, or if any exception of any personal property of any of the classes as hereinbefore described from the imposition of the tax under the provisions of this ordinance shall be held by any court of competent jurisdiction to be in violation of the Constitution of the United States or of the laws or the Constitution of the Commonwealth of Pennsylvania, the decision shall not affect or impair the right to impose the taxes or the validity of the taxes so imposed upon the personal property of the other classes as hereinbefore described or to impose the taxes on the personal property so excepted.

SECTION 7. This ordinance is passed pursuant to authority contained in Act of Assembly. No. 481, approved June 25, 1947.

SECTION 8. The provisions of this ordinance shall become effective immediately upon final enactment.

SECTION 9. That any Ordinance or part of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 29, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 121.

No. 487

AN ORDINANCE—To provide revenue for the City of Pittsburgh by imposing a tax upon the privilege of attending or engaging in amusements, including every form of entertainment, diversion, sport, recreation and pastime, requiring all persons, partnerships, associations and corporations conducting places of amusement to secure permits; imposing duties and conferring powers upon the Treasurer of the City of Pittsburgh; prescribing the method and manner of collecting the tax imposed by this ordinance, and imposing penalties for violation thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

SECTION 1. This ordinance shall be known and may be cited as the "City Amusement Tax Ordinance."

SECTION 2. The following words and phrases when used in this ordinance shall have the meaning ascribed to them in this section except when the context clearly indicates a different meaning:

"Amusement." All manner and forms of entertainment, including, among others, theatrical or operatic performances, concerts, moving picture shows, vaudeville, circus, carnival, and side shows, all form of entertainment at fair grounds and amusement parks, athletic contests, including wrestling matches, boxing and sparring exhibitions, football, basketball, and baseball games, skating, golfing, tennis, hockey, bathing, swimming, archery, shooting, riding, dancing, and all other forms of diversion, sport, recreation, or pastime, shows, exhibitions, contests, displays, and games, and all other methods of obtaining admission charges, donations, contributions, or monetary charges of any character, from the general public, or a limited or selected number thereof, directly or indirectly in return for other than tangible property, or specific personal or professional services. The term "amusement" shall not apply to actual participation in sports where no fixed admission charge, except dues, is paid.

"Association." Any partnership, limited partnership or other forms of unincorporated enterprise, owned by two or more persons.

"Treasurer." The Treasurer of the City of Pittsburgh.

"Established price." Regular monetary charge of any character whatever, including donations, contributions and dues or membership fees (periodical or otherwise), fixed and exacted, or in any manner received by producers, as herein defined, from the general public, or a limited or selected number thereof, directly or indirectly, for the privilege of attend-

ing or engaging in any entertainment or amusement, provided that when such entertainment or amusement is conducted at any roof garden, night club, cabaret or other place where the charge for admission is wholly or in part included in the price paid for refreshment, service or merchandise, the amount paid for admission to such amusement shall be deemed to be fifty per centum (50%) of the amount paid for refreshment, service and merchandise.

"Person." Every natural person, co-partnership, association or corporation. Whenever used in any clause prescribing and imposing a penalty, or both, the term "person" as applied to copartnerships or associations shall mean the partners, or members thereof, and as applied to corporations, the officers thereof.

"Place of Amusement." Any place, indoors or outdoors, within the City of Pittsburgh, where the general public or a limited or selected number thereof may, upon payment of an established price, attend or engage in any amusement as herein defined, including, among others, theatres, opera houses, moving picture houses, amusement parks, stadiums, arenas, baseball parks, skating rinks, circus or carnival tents or grounds, fair grounds, social, sporting, athletic, riding, gun and country clubs, golf courses, bathing and swimming places, dance halls, tennis courts, rifle or shotgun ranges, roof gardens, cabarets, night clubs, and other like places.

"Producer." Any person, as herein defined, conducting any place of amusement, as herein defined, where the general public or a limited or selected number thereof may, upon the payment of an established price, attend or engage in any amusement.

The singular shall include the plural and the masculine shall include the feminine and the neuter.

SECTION 3. (a) On and after the effective date of this ordinance, it shall be unlawful for any producer to continue to conduct, or thereafter to begin to conduct any form of amusement at any permanent or temporary

place of amusement, or any itinerant form of amusement within the City of Pittsburgh, unless an amusement permit or permits shall have been issued to him, the fees paid therefor as now prescribed by law, and the tax herein imposed paid in accordance with the provisions herein made.

(b) Every producer desiring to continue to conduct or hereafter to begin to conduct any amusement within the City of Pittsburgh, shall file an application and payment of such fees as are now required by law, for a permanent, temporary or itinerant amusement permit or permits, as the case may be, with the Treasurer. Every application for such permit or permits shall be made upon a form prescribed, prepared and furnished by the Treasurer, and shall set forth the name under which the applicant conducts or intends to conduct a permanent or temporary place, or an itinerant form of amusement, the location of the permanent or temporary place of amusement, whether or not the applicant is the holder of a mercantile license in effect when the application is made, and, if so, the number of such license and such other information as the Treasurer may require. If the applicant has or intends to have more than one place of amusement within the City of Pittsburgh, the application shall state the location of each place of amusement, and in the case of itinerant form of amusement, the date and length of time such amusement is to be conducted at each place. In the case of an application for a permit for a temporary place of amusement, the application shall state the name and address of the owner, lessee, or custodian of the premises upon which such amusement is to be conducted. If the applicant is an association or a corporation, the names and addresses of the principal officers thereof and any other information prescribed by the Treasurer for purposes of identification shall be stated. The application shall be signed and verified by oath or affirmation by the producer, if a natural person, and in the case of an association by a member or partner thereof, and in the case of a corporation by an executive officer thereof, or some person

specifically authorized by the corporation to sign the application, to which shall be attached the written evidence of his authority.

Upon approval of the application, and payment of such fees as are now required by law, the Treasurer shall grant and issue to each applicant an amusement permit for each place of amusement within the City of Pittsburgh set forth in his application. Amusement permits shall not be assignable, and shall be valid only for the persons in whose names issued, and for the conduct of amusements at the places designated therein, and shall at all times be conspicuously displayed at the places for which issued. The producer of an itinerant form of amusement shall notify the Treasurer promptly of any change in the originally contemplated itinerary, either as to date or time of the conduct of the amusement at each place.

(c) The Treasurer may suspend, or, after hearing, revoke an amusement permit whenever it finds that the holder thereof has failed to comply with any of the provisions of this ordinance. Upon suspending or revoking any amusement permit the Treasurer shall request the holder thereof to surrender to him immediately all permits or duplicates thereof issued to him, and the holder shall surrender promptly all such permits to the Treasurer as requested. Whenever the Treasurer suspends an amusement permit, he shall notify the holder immediately and afford him a hearing if desired, and if a hearing has not already been afforded. After such hearing, the Treasurer shall either rescind this order of suspension, or good cause appearing therefor, shall continue the suspension or revoke the permit.

SECTION 4. (a) A tax is hereby imposed upon the admission fee or privilege to attend or engage in any amusement at the rate of One Cent (\$.01) for each Ten Cents (\$.10) or fraction thereof of the established price charged the general public, or a limited or selected group thereof, by any producer for such privilege, which shall be paid by the person acquiring such privilege.

(b) In the case of persons admitted free or at reduced rates to any place of amusement, at a time when and under circumstances under which an established price is charged to other persons, the tax imposed by this ordinance shall be computed on the established price charged to such other persons of the same class for the same similar accommodations, to be paid by the person so admitted.

(c) In the case of persons having the permanent use of boxes or seats in any place of amusement, or a lease for the use of such box or seat in such place of amusement, the tax imposed by this Ordinance shall be computed on the established price for which a similar box or seat is sold for each performance or exhibition at which the box or seat is used or reserved by or for the lessee or holder, such tax to be paid by the lessee or holder.

SECTION 5. (a) Producers shall collect the tax imposed by this ordinance and shall be liable to the City of Pittsburgh as agents thereof for the payment of the same into the City treasury as hereinafter provided in this ordinance.

b) Where permits are obtained for conducting temporary amusements by persons who are not the owners, lessees or custodians of the places where the amusements are to be conducted, or where the temporary amusement is permitted by the owner, lessee or custodian of any place to be conducted without the procurement of a permit or permits required by this ordinance, the tax imposed by this ordinance shall be paid by the owner, lessee or custodian of such place where such temporary amusement is held or conducted unless paid by the producer conducting the amusement.

SECTION 6. For the purpose of ascertaining the amount of tax payable by producers to the City of Pittsburgh, it shall be the duty of:

(a) Every producer, except as hereinafter provided, conducting a place of amusement, on or before the tenth day of each month after January 1, 1948, to transmit to the Treasurer on a form prescribed and prepared by

him a report, under oath or affirmation, of the amount of tax collected by him during the preceding month.

(b) Every producer conducting a temporary place of amusement or itinerant form of amusement, shall file a report with the Treasurer or any duly authorized agent of his promptly after each performance.

All reports required under this section shall show such information as the Treasurer shall prescribe.

Every producer, at the time of making every report required by this section, shall compute and pay to the Treasurer the taxes collected by him and due to the City of Pittsburgh during the period for which the report is made: Provided, however, that such producer may deduct therefrom two per centum (2%) thereof, providing payment is made on or before the due date thereof. The amount of all taxes imposed under the provisions of this ordinance shall in the case of places of permanent amusement be due and payable on the tenth day of the next succeeding month, and in the case of temporary or itinerant forms of amusement, it shall be due and payable on the day the reports in such cases are required to be made under this section, and all such taxes shall bear interest at the rate of one per centum (1%) per month or fractional part of a month from the date they are due and payable until paid.

If any producer shall neglect or refuse to make any report and payment as herein required, an additional ten per centum (10%) of the amount of the tax shall be added by the Treasurer and collected.

SECTION 7. All such taxes shall be recoverable by the City Solicitor as other debts of like amount are now by law recoverable.

SECTION 8. All taxes, interest and penalties received, collected or recovered under the provisions of this ordinance shall be paid into the treasury of the City of Pittsburgh for the use and benefit of said City.

SECTION 9. The Treasurer is hereby charged with the administration and

enforcement of the provisions of this ordinance, and is hereby empowered to prescribe, adopt, promulgate and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of this ordinance, including provision for the re-examination and correction of returns, and payments alleged or found to be incorrect, or as to which an over-payment is claimed, or found to have occurred. Any person aggrieved by any decision of the Treasurer shall have the right of appeal to the court of common pleas as in other cases provided.

SECTION 10. The provisions of this ordinance are severable, and, if any of its provisions or exceptions shall be held illegal, invalid or unconstitutional, the decision of the court shall not affect or impair any of the remaining provisions of this ordinance. It is hereby declared to be the legislative intent that this ordinance would have been adopted if such illegal, invalid or unconstitutional provisions or exemptions had not been included herein.

SECTION 11. Any person, copartnership, association or corporation who shall fail, neglect or refuse to comply with any of the terms or provisions of this ordinance or of any regulation or requirement pursuant thereto and authorized thereby shall, upon conviction thereof before any alderman or magistrate, be sentenced to pay a fine of One Hundred Dollars, (\$100), and, in default of payment of said fine, to be imprisoned in the Allegheny County Jail or Allegheny County Workhouse for a period not exceeding thirty (30) days.

SECTION 12. This ordinance shall become effective immediately upon enactment.

Passed November 29, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 124.

No. 488

AN ORDINANCE—To provide revenue for the City of Pittsburgh by imposing a mercantile license tax on persons engaging in certain occupations and businesses therein; providing for its levy and collection and for the issuance of mercantile licenses; and conferring and imposing powers and duties on the Treasurer of the City of Pittsburgh, and imposing penalties.

The Council of the City of Pittsburgh hereby enacts as follows:

SECTION 1. Definitions. — The following words and phrases when used in this ordinance shall have the meanings ascribed to them in this section unless the context clearly indicates a different meaning.

(a) "Person" shall mean any individual, partnership, limited partnership, association or corporation.

(b) "Wholesale dealer" or "Wholesale vendor" shall mean any person who sells to dealers in, or vendors of, goods, wares and merchandise and to no other persons.

(c) "Retail dealer" or "Retail vendor" shall mean any person who is a dealer in or vendor of goods, wares and merchandise who is not a wholesale dealer or vendor.

(d) The terms "Persons," "Wholesale dealer," "Wholesale vendor," "Retail dealer," and "Retail vendor" shall not include non-profit corporations or associations organized for religious, charitable or educational purposes, agencies of the Government of the United States or of the Commonwealth of Pennsylvania, or any person vending or disposing of articles of his own growth, production or manufacture for shipment or delivery from the place of growth, production or manufacture thereof.

(e) "Place of amusement" shall mean any place indoors or outdoors where the general public or a limited or selected number thereof may, upon payment of an established price, at-

tend or engage in any amusement, entertainment, exhibition, contest, recreation, including among other places, theatres, opera houses, motion picture houses, amusement parks, stadia, arenas, baseball or football parks or fields, skating rinks, circus or carnival tents or grounds, fair grounds, bowling alleys, billiard or pool rooms, shuffle board rooms, nine or ten pin alleys, riding academies, golf courses, bathing and swimming places, dance halls, tennis courts, archery, rifle or shotgun ranges and other like places. The term does not include any exhibition, amusement, performance or contest conducted by a nonprofit corporation or association organized for religious, charitable or educational purposes.

(f) "License year" shall mean the twelve-month period corresponding to the fiscal year of the City.

(g) "Gross Volume of Business" shall include both cash and credit transactions.

(h) "Treasurer" shall mean the Treasurer of the City of Pittsburgh.

(i) "Temporary, seasonal or itinerant business" shall mean any business that is conducted at one location for less than sixty (60) consecutive calendar days.

SECTION 2. Levy and Collection of Tax.—For the year 1948 and annually thereafter the City hereby imposes an annual mercantile license tax in the manner and at the rates hereinafter set forth.

SECTION 3. Licenses.—Beginning in the year one thousand nine hundred forty-eight, and annually thereafter, every person desiring to continue to engage in, or hereafter to begin to engage in, the business of wholesale or retail vendor, or dealer in goods, wares and merchandise and any person conducting a restaurant or other place where food, drink or refreshments are sold, or place of amusement, in the City, shall on or before the first day of January of each license year, or prior to commencing business in any such license year, procure a mercantile license for his place of business, or if more than one, for each of his places of business in the City, from

the Treasurer, as required by law. Such license shall be conspicuously posted at the place of business or each of the places of business of every such person at all times.

SECTION 4. Imposition and Rate of Tax.—Every person engaging in any of the following occupations or businesses in the City shall pay an annual mercantile license tax for the year 1948 and annually thereafter at the rate set forth:

(a) Wholesale vendors or dealers in goods, wares and merchandise, at the rate of one (1) mill on each dollar of the volume of the annual gross business transacted by him:

(b) Retail vendors, or dealers in goods, wares and merchandise, all persons engaged in conducting restaurants or other places where food, drink or refreshments are sold, and all persons conducting places of amusement, at the rate of two (2) mills on each dollar of the volume of the annual gross business transacted by him;

(c) Wholesale and retail vendors or dealers in goods, wares and merchandise, at the rate of one (1) mill on each dollar of the volume of the annual gross wholesale business transacted by him, and two (2) mills on each dollar of the volume of the annual gross retail business transacted by him.

SECTION 5. Computation of Volume of Business.—(a) Every person subject to the payment of the tax hereby imposed who has commenced his business at least one (1) full year prior to the beginning of any license year shall compute his annual gross volume of business upon the actual gross amount of business transacted by him during the preceding calendar year.

(b) Every person subject to the payment of the tax hereby imposed, who has commenced or who commences his business less than one (1) full year prior to the beginning of any license year, shall compute his annual gross volume of business for such license year upon the gross volume of business transacted by him during the first month he engages in business multiplied by twelve.

who sells to dealers in or vendors of goods, wares and merchandise and to no other persons.

(c) "Retail dealer" or "retail vendor" shall mean any person who is a dealer in or vendor of goods, wares and merchandise, who is not a wholesale dealer or vendor.

(d) The term "person," "wholesale dealer," "wholesale vendor," "retail dealer" and "retail vendor" shall not include non-profit corporations or associations, or associations organized for religious, charitable or educational purposes, agencies of the Government of the United States or of the Commonwealth of Pennsylvania, or any person vending or disposing of articles of his own growth, production or manufacture for shipment or delivery from the place or growth, production or manufacture thereof.

(e) "Place of amusement" shall mean any place indoors or outdoors where the general public or a limited or selected number thereof may upon payment of an established price attend or engage in any amusement, entertainment, exhibition, contest, recreation, including among other places, theatres, opera houses, motion picture houses, amusement parks, stadia, arenas, baseball or football parks or fields, skating rinks, circus or carnival tents or grounds, fair grounds, bowling alleys, billiard or pool rooms, shuffle board rooms, nine or ten pin alleys, riding academies, golf courses, bathing and swimming places, dance halls, tennis courts, archery, rifle or shotgun ranges and other like places. The term does not include any exhibition, amusement, performance or contest conducted by a non-profit corporation or association organized for religious, charitable or educational purposes.

(f) "License year" shall mean the twelve-month period corresponding to the fiscal year of the City.

(g) "Treasurer" shall mean the Treasurer of the City of Pittsburgh.

(h) "Temporary, seasonal or itinerant business" shall mean any business that is conducted at one location for less than sixty (60) consecutive calendar days.

SECTION 2. Issuance of Licenses.—Use of Fees.—For the year 1948 and annually thereafter the City shall issue mercantile licenses in the manner and for the fees hereinafter set forth.

SECTION 3. License Fees.—Beginning in the year 1948 and annually thereafter every person desiring to continue to engage in or hereafter to begin to engage in the business of wholesale or retail vendor or dealer in goods, wares or merchandise, and any person conducting a restaurant or other place where food, drink or refreshments are sold, or place of amusement in the City, shall on or before the first day of January of each license year, or prior to commencing business in any such license year, procure a mercantile license for his place of business, or if more than one, for each of his places of business in the City, from the Treasurer, who shall issue the same upon the payment of a fee of Two Dollars (\$2) for a wholesale or a retail license, and Four dollars (\$4) for a wholesale and retail license for his place of business, or if more than one, for each of his places of business in the City for each license year. Such license shall be conspicuously posted at the place of business or each of the places of business of every such person at all times.

SECTION 4. Penalties.—Whoever being required under the provisions of this Ordinance to procure a mercantile license and who fails or refuses to do so, and whoever fails to keep his license conspicuously posted at his place of business, shall, upon conviction before any Alderman or Magistrate, be sentenced to pay a fine of not more than one hundred dollars (\$100.00) and in default of payment of said fine to be imprisoned in the Allegheny County Jail or Allegheny County Workhouse for a period not exceeding thirty (30) days.

SECTION 5. The provisions of this ordinance are severable, and, if any of its provisions or exceptions shall be held illegal, invalid or unconstitutional, the decision of the court shall not affect or impair any of the remaining provisions of this ordinance. It is

hereby declared to be the legislative intent that this ordinance would have been adopted if such illegal, invalid or unconstitutional provisions of exemptions had not been included herein.

SECTION 6. Effective Date. The provisions of this Ordinance shall become effective immediately upon final enactment.

Passed November 29, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 131.

No. 490

AN ORDINANCE—Appropriating and setting aside the sum of \$637,000.00 to Code Account No. 1443—salaries, regular employees, Bureau of Police, and the sum of \$50,000.00 to Code Account No. 1461, Salaries, regular employees, Bureau of Fire, from the General Fund.

WHEREAS, during the year 1947 amounts totalling \$637,000.00 have been transferred from Code Account No. 1443—salaries, regular employees, Bureau of Police, and the sum of \$50,000.00 has been transferred from Code Account No. 1461—salaries, regular employees, Bureau of Fire, for various permanent capital improvements and for necessary services in the City of Pittsburgh, with the proviso that these sums should be returned to the Police and Fire Salary Accounts in December; and

WHEREAS, the Mayor and City Controller have certified the existence of an emergency.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the sum of \$637,000.00 is hereby appropriated and set aside to Code Account No. 1443—salaries, regular employees, Bureau of Police, from the General Fund.

Section 2. That the sum of \$50,000.00 is hereby appropriated and set aside to Code Account No. 1461—sal-

aries, regular employees, Bureau of Fire, from the General Fund.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 29, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 133.

No. 491

AN ORDINANCE—Providing for contracts for the leasing of 80 Column tabulating machines and equipment or equal for tax billing, delinquent tax collections and other municipal accounting services in the Department of City Treasurer for the year 1948 and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the City Treasurer be and they are hereby authorized and directed to advertise for proposals and to let and enter into a contract or contracts for the leasing of 80 Column tabulating machines and equipment or equal, using the punch card system for the tax billing, delinquent tax collections, general accounting and other Municipal fiscal services for the Department of City Treasurer at a total cost not to exceed the sum of \$32,880.00 for the year 1948 and chargeable to Code Account No. 1063, Miscellaneous Services, Department of City Treasurer, payable from appropriations to be made for the year 1948.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 133.

No. 492

AN ORDINANCE — Transferring the sum of \$62,000.00 from Code Account Nos. 1676, 1676-1, 1676-2, 1676-4, and 1699 to Code Account No. 1676-3 in the Bureau of Refuse, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to make transfers within Code Accounts of the Bureau of Refuse, Department of Public Works, as follows:

FROM CODE ACCOUNT NOS.:

1676,	Wages, Regular Employees	
	—Jan. to March	----\$ 4,034.01
1676-1,	Wages Regular Employees—	
	April to June	----- 12,431.59
1676-2,	Wages, Regular Employees—	
	July to Sept.	----- 10,200.19
1676-4,	Wages, Vacations	-- 3,334.21
1699,	Refuse Contract Account	----- 32,000.00
		<u>\$62,000.00</u>

TO CODE ACCOUNT NO:

1676-3,	Wages, Regular Employees—	
	Oct. to Dec.	-----\$62,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 29, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 134.

No. 493

AN ORDINANCE—Amending a por-

tion of Section 89, Department of Parks and Recreation, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946, by deleting the limitation on time of employment of certain employees.

WHEREAS, The Mayor and the City Controller having declared the existence of an emergency in the Department of Parks and Recreation by deleting the limitation of time of employment of certain employees.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a portion of Section 89, Department of Parks and Recreation, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, shall be amended by deleting the limitation on time of employment of certain employees and to read:

Section 89.

20 Activities Instructors (part time)----- \$.73 each per hour

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 29, 1948.

Approved December 1, 1947.

Ordinance Book 55, Page 134.

No. 494

AN ORDINANCE—Amending a portion of Sections 69, 70, 71, 72, 73, 74, 75, 76 and 77, Department of Public Works, of Ordinance No. 501, entitled "An Ordinance—Fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

WHEREAS, A Certificate of Emergency has been signed by the Mayor and the City Controller relating to this matter; Therefore;

Section 1. That a portion of Sections 69, 70, 71, 72, 73, 74, 75, 76 and 77, Department of Public Works of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, shall be amended by striking out the number of days wherever they appear in said sections of the Salary Ordinance for the year 1947.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 29, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 135.

No. 495

AN ORDINANCE—Authorizing and directing the acceptance of the sum of \$1,233.33 from the School District of Pittsburgh to be paid to the City of Pittsburgh for certain services to be performed in the Department of City Treasurer in December 1947 in the collection and accounting of the Mercantile License Tax assessed by the School District of Pittsburgh.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Treasurer and City Controller are authorized and directed to accept the sum of \$1,233.33 from the School District of Pittsburgh for certain services to be performed in the Department of City Treasurer in December 1947 in the collection and accounting of the Mercantile License Tax assessed by the School District of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 135.

No. 496

AN ORDINANCE—Authorizing and directing the acceptance of the sum of \$36,000.00 from the School District of Pittsburgh to be paid to the City of Pittsburgh for certain services to be performed in the Department of City Treasurer during year 1948 in the collection and accounting of the Mercantile License Tax and Per Capita Tax assessed by the School District of Pittsburgh.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Treasurer and City Controller are authorized and directed to accept the sum of \$36,000.00 from the School District of Pittsburgh for certain services to be performed in the Department of City Treasurer during year 1948 in the collection and accounting of the Mercantile License Tax and Per Capita Tax assessed by the School District of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 136.

No. 497

AN ORDINANCE—Amending a portion of Section 9, City Treasurer, of Salary Ordinance No. 501, entitled "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate

of compensation thereof," approved December 28, 1946.

WHEREAS, The Mayor and the Controller have certified the existence of an emergency requiring the employment of two (2) additional Cashiers, in the Department of City Treasurer; and

WHEREAS, in the judgment of Council such an emergency does exist; Now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a portion of Section 9, City Treasurer, of Salary Ordinance No. 501, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved December 28, 1946, be and the same is hereby amended by the addition of

- (1) Cashier -- \$3,000.00 per annum
- (1) Cashier -- \$2,800.00 per annum

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 136.

No. 498

AN ORDINANCE—Transferring \$750.00 from Code Account No. 1060, Salaries, Regular Employees, Department of City Treasurer to Code Account No. 1061, Salaries, Temporary Employees, Department of City Treasurer.

WHEREAS, The Mayor and Controller have certified the existence of an emergency, and

WHEREAS, in the judgment of Council such an emergency does exist; Now, Therefore

The Council of the City of Pitts-

burgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$750.00 from Code Account No. 1060, Salaries, Regular Employees, to Code Account No. 1061, Salaries, Temporary Employees, Department of City Treasurer.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 137.

No. 499

AN ORDINANCE -- Transferring the sum of \$3,400 from Code Account Nos. 1755, 1758, 1759, 1761, 1764, 1743 and 1745, to Code Account 1760 and Code Account 1765 in the Bureau of Water, Department of Public Works.

WHEREAS, a certificate of emergency has been signed by the Mayor and the City Controller relative to this matter; Now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to make the following transfers between code accounts of the Bureau of Water:

FROM CODE ACCOUNT NOS.:-

- 1755, Salaries, Regular Employees
—Mechanical Division ---\$ 500.00
- 1758, Wages, Regular Laborers,
April to June—
Mechanical Division ---- 211.00
- 1759, Wages Regular Laborers,
July to September—
Mechanical Division ---- 482.00
- 1761, Wages, Temporary Employees
Mechanical Division ---- 500.00
- 1764, Wages, Temporary
Laborers, July to Sept.
—Mechanical Division -- 192.00

1743, Wages Regular Laborers
—Jan. to March—
Filtration Division ----- 165.00

1745, Wages, Regular Laborers,
July to Sept.—
Filtration Division ----- 1350.00

TO CODE ACCOUNT NOS.:—

1760, Wages, Regular Laborers
—October to December
Mechanical Division ----- \$1200.00

1765, Wages, Temporary Laborers
—October to December
Mechanical Division ----- 2200.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 138.

No. 500

AN ORDINANCE — Transferring the sum of \$800.00 from Code Account No. 1597, Salaries, Division of Public Utilities, to Code Account 1530, Miscellaneous Services, in the Bureau of Engineering, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to make the following transfer within code accounts in the Bureau of Engineering, Department of Public Works:

FROM

Code Account 1597, Salaries,
Division of Public Utilities,
Bureau of Engineering ----- \$800.00

TO

Code Account No. 1530, Miscellaneous Services, Bureau
of Engineering ----- \$800.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 138.

No. 501

AN ORDINANCE — Amending Ordinance No. 80, approved the 11th day of March, 1947; and Ordinance No. 81, approved the 11th day of March, 1947 and Ordinance No. 412, approved the 17th day of October, 1947, by striking out a portion thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the title of Ordinance No. 80, approved March 11, 1947, entitled "An Ordinance authorizing and directing the City Controller to transfer the sum of \$350,000.00 from Code Account No. 1443, Salaries, Regular Employees, Bureau of Police, to Bond Fund No. 174, General Public Improvement Bonds 1947, Series A," is hereby amended by striking out the words "Bond Fund No. 174, General Public Improvement Bonds 1947, Series A," and substituting therefor "Code Account No. 174."

Section 2. That Section 1 of said Ordinance No. 80, approved March 11, 1947, be amended by striking out the words "Bond Fund No. 174, General Public Improvement Bonds of 1947, Series A," and substituting therefor "Code Account No. 174" and by striking out the words "out of the proceeds of a bond issue contemplated for this purpose."

Section 3. That the title of Ordinance No. 81, approved March 11, 1947, entitled "An Ordinance transferring the sum of \$52,525.00 from Code Account No. 1443-A-1 to Bond Fund No. 175, Motorized Equipment Bonds" be and the same is hereby amended by striking out the words "Bond Fund No. 175, Motorized Equipment Bonds" and substituting therefor "Code Account No. 175."

Section 4. That Section 1 of Ordinance No. 81, approved March 11, 1947, be amended by striking out the words "Bond Fund No. 175, Motorized Equipment Bonds" and substituting therefor "Code Account No. 175."

Section 5. That Section 1 of Ordinance No. 412, approved October 17, 1947, entitled "An Ordinance appropriating and setting aside the sum of \$85,000.00 from Code Account No. 1443—Salaries, Regular Employees, Bureau of Police, in the Department of Public Works, for the purchase of asphaltic materials by the City under

existing contracts," be and the same is hereby amended by striking out the words "from the sale of Bonds or Notes."

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 138.

No. 502

AN ORDINANCE—Authorizing the issuance of warrants in favor of City Auto Radiator and Welding Company in the sum of \$336.50, et al., in payment for automotive repairs and parts furnished in the Bureau of Automotive Equipment, D. P. W., for the benefit of the City without previous authority of law.

The Council of the City of Pitts-

burgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following in the amounts set opposite their names, in payment for automotive repairs and parts furnished, in the Bureau of Automotive Equipment, D. P. W., for the benefit of the City without previous authority of law and charge same to the code accounts set forth:

City Auto Radiator and Welding Co.....	\$336.50	Code Account 1516, Repairs
Pisani Brothers	130.00	Code Account 1516, Repairs
Pittsburgh Auto Spring Company	83.10	Code Account 1516, Repairs
Dixon Motor Company	77.99	Code Account 1515-1, Parts
R. E. Loughney, Inc.	47.61	Code Account 1515-1, Parts
Auto Seat Cover Company	40.00	Code Account 1516, Repairs
Parmelee Motor Fuel Company	10.90	Code Account 1514-1, Gasoline
Parmelee Motor Fuel Company	24.87	Code Account 1515-2, Tires
Gulf Oil Corporation	34.79	Code Account 1514-1, Gasoline
Greater Pittsburgh Upholstering Co.	34.00	Code Account 1516, Repairs
Superior Motor Parts Company	25.00	Code Account 1516, Repairs
United Plate Glass Company	22.43	Code Account 1516, Repairs
Joseph Woodwell Co.	6.75	Code Account 1516, Repairs
B. N. D. Milliron	6.50	Code Account 1516, Repairs
Watson-Standard Company	2.67	Code Account 1516, Repairs
White Motor Company	2.42	Code Account 1516, Repairs

Total \$885.53

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 139.

No. 503

AN ORDINANCE—Providing for a contract or contracts for the reconstruction of the sewer on Leath way, Private Property of E. A. Liberator, et ux and Pocusset street, from Hobart street to the existing sewer on Pocusset street, including engineering expenses and all other work necessary in connection with the drainage served by this sewer, and appropriating funds for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the reconstruction of the sewer on Leath way, Private Property of E. A. Liberator, Et. Ux., and Pocusset street from Hobart street, to the existing sewer on Pocusset street, including engineering expenses and all other work necessary in connection with the drainage served by this sewer in accordance with Plan Accession No. D-5851, on file in the Bureau of Engineering, Department of Public Works, and in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of \$30,000.00, which amount is hereby appropriated from and chargeable to Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, provided, however, that the amount herein transferred will be restored to Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, not later than December 23, 1947 from the proceeds of the sale of Peoples Bonds, General Public Improvements, 1947.

Section 2. The life of the improvement will exceed twenty years.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 140.

No. 504

AN ORDINANCE—Widening Sorento street between points 81.02 feet and 184.39 feet south of Minott street, and providing that the costs, damages, and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Sorento street between points 81.02 feet and 184.39 feet south of Minott street shall be and the same is hereby widened by taking for public use for highway purposes the following described property, to-wit:

BEGINNING on the westerly line of Sorento street at the line dividing properties now or late of J. Ivanisin and M. M. Johnston, said property line being 81.02 feet south of the southerly line of Minott street; thence southwardly along the westerly line of Sorento street 65.26 feet to an angle; thence deflecting to the right 12°04' continuing along the westerly line of Sorento street southwardly 37.61 feet to the line dividing properties now or late of P. Plecuch and J. A. Rykaczewski, said property line being 184.39 feet south of the southerly line of Minott street; thence deflecting to the right 90° and extending westwardly along the said property line 22 feet to a point; thence deflecting 90° to the right and extending in a northerly direction by a line parallel to the westerly line of Sorento street 35.29 feet to an angle; thence deflecting to the left 12°04' and extending northwardly by a line parallel to the westerly line of Sorento street 63.44 feet to the first described property line; thence deflecting to the right 90° extending in an eastwardly direction along the first described property line 22 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Sorento street between points 81.02 feet and 184.39 feet south of Minott street to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages, and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 141.

No. 505

AN ORDINANCE—Accepting the dedication of certain property in the Nineteenth ward of the City of Pittsburgh for public use for highway purposes for the widening of Midland street, Dorchester avenue and Dorchester way.

WHEREAS, West Liberty Improvement Company, a Corporation under the Laws of the Commonwealth of Pennsylvania, owner of the property hereinafter described, has executed and delivered to the City of Pittsburgh, its certain deed of dedication, bearing date of October 24, 1947, now on file in the Office of the Bureau of Engineering of said City, wherein it has conveyed said ground to said City for public street or public highway purposes for the widening of Midland street, Dorchester avenue and Dorchester way, THEREFORE,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the said deed of dedication be and the same is hereby accepted and the Bureau of Engineering is hereby authorized and directed to place the same on record in the Office of the Recorder of Deeds in and for the County of Allegheny.

Section 2. The ground so as aforesaid conveyed to said City for public

highway purposes shall be and the same is hereby appropriated and opened as public highways, in accordance with the terms of said deed of dedication for the widening of Midland street, Dorchester avenue and Dorchester way, the same being bounded and described as follows, to-wit:

All those four certain strips of property situate in the Nineteenth ward of the City of Pittsburgh, the same being described separately as follows. to-wit:

FIRST—A strip of property, 2.0 feet in width, lying north and contiguous to the northerly line of Midland street (formerly Merrimac avenue) 38.0 feet in width, as the said Midland street was laid out in the Brookline Plan of Lots of record in Recorder's Office of Allegheny County in Plan Book volume 23, page 4. and extending from the easterly terminus of the said Midland street at Fordham street (formerly Bryn Mawr avenue) to the westerly terminus thereof at Dorchester avenue, for the widening of Midland street.

SECOND—A strip of property, 2.0 feet in width, lying west of and contiguous to the westerly line of Dorchester avenue, 38.0 feet in width, as the said Dorchester avenue was laid out in the above mentioned Brookline Plan of Lots, and extending from the northerly terminus of the said Dorchester avenue at Midland street to the southerly line of the said Brookline Plan of Lots, for the widening of Dorchester avenue.

THIRD—A strip of property, 2.0 feet in width, lying west of and contiguous to the westerly line of Dorchester avenue, as the said Dorchester avenue was laid out in the 3rd ward Brookline Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 22, pages 151-152-153, and extending from the northerly line of the said 3rd ward Brookline Plan (said northerly line of the 3rd Ward Brookline Plan coinciding with the southerly line of the above mentioned Brookline Plan of Lots) to Queensboro avenue, for the widening of Dorchester avenue.

FOURTH—A strip of property, 5.0 feet in width, lying west of and contiguous to the westerly line of Dorchester way, 15.0 feet in width, as the said Dorchester way (formerly Plum alley) was laid out in the above mentioned 3rd ward Brookline Plan, and extending from Queensboro avenue to Sussex avenue, for the widening of Dorchester way.

Section 3. The Department of Public Works is hereby authorized and directed to enter upon, take possession of, and appropriate said described property for the widening of Midland street, Dorchester avenue and Dorchester way.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 142.

No. 506

AN ORDINANCE—Accepting the dedication of property for the widening of Beechwood Boulevard at the intersection of Northumberland street, as shown on the "Louis Steinbach Plan of Lots," in the Fourteenth ward of the City of Pittsburgh, laid out by Louis Steinbach, and widening Beechwood Boulevard in conformity with the provisions of the said dedication.

WHEREAS, Louis Steinbach, the owner of certain property in the Fourteenth ward of the City of Pittsburgh, laid out in the "Louis Steinbach Plan of Lots," has executed a deed of dedication upon the said plan for property for the widening of Beechwood Boulevard at the intersection of Northumberland street and has released the said City from any liability for damages for or by reason of the physical grading of the said street to the grade as now established, **THEREFORE:**

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the dedication of property for the widening of Beechwood boulevard at the intersection of Northumberland street, as shown on the "Louis Steinbach Plan of Lots" in the Fourteenth ward of the City of Pittsburgh, by Louis Steinbach to the City of Pittsburgh, for public use for highway purposes, shall be and the same is hereby accepted.

Section 2. Beechwood boulevard, at the intersection of Northumberland street, shall be and the same is hereby widened as a public highway in conformity with the provisions of the said dedication.

Section 3. The Department of Public Works of the City of Pittsburgh is hereby authorized and directed to enter upon, take possession of and appropriate the property as so dedicated for the widening of Beechwood boulevard at the intersection of Northumberland street.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 143.

No. 507

AN ORDINANCE—Supplementing Ordinance No. 161 of 1930, entitled "An Ordinance fixing the width and position of unpaved roadways of streets in the City of Pittsburgh, reserving portions of such streets for curb and sidewalk construction, designating lines for establishment of curb sidewalk grades, regulating the construction and repair of sidewalk pavements, curbing and boardwalks and steps imposing duties upon the owners of abutting or adjoining properties relative thereto, and providing for the collection of the costs thereof in default of payment

by said owners," approved April 22, 1930.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Ordinance No. 161 of 1930, entitled "An Ordinance fixing the width and position of unpaved roadways of streets in the City of Pittsburgh, reserving portions of such streets for curb and sidewalk construction, designating lines for establishment of curb sidewalk grades, regulating the construction and repair of sidewalk pavements, curbing and boardwalks and steps, imposing duties upon the owners of abutting or adjoining properties relative thereto, and providing for the collection of the costs thereof in default of payment by said owners" approved April 22, 1930, be and the same is hereby supplemented as follows:

Section 5. Any owner or other person liable under the law for the maintenance of a sidewalk who shall fail, neglect or refuse to repair such sidewalk, after having received due notice to repair same, as required by Section 4 of this ordinance, shall upon conviction thereof in a summary proceedings before an Alderman or Police Magistrate of the City of Pittsburgh be sentenced to pay a fine of Five (\$5.00) Dollars for each day he refuses and neglects to repair the sidewalk after the expiration of said notice and upon failure to pay said fine shall undergo imprisonment in the Allegheny County Jail for a period not to exceed thirty (30) days.

Section 2. That Section 5 of Ordinance No. 161 of 1930 is hereby amended and becomes Section (6) Six of the Supplementing Ordinance.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 24, 1947.

Approved December 1, 1947.

Ordinance Book 55, Page 143.

No. 508

AN ORDINANCE — Transferring the sum of \$3,155.00 from Code Account No. 170-3, Master Plan, to Code Account No. 169, Geodetic & Topograph Survey, within the Department of City Planning.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to make the following transfer between Code Accounts of the Department of City Planning

From Code Account No. 170-3,	
Master Plan	\$3,155.00
To Code Account No. 169	
Geodetic & Topographic	
Survey	\$3,155.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 1, 1947.

Approved December 6, 1947.

Ordinance Book 55, Page 144.

No. 509

AN ORDINANCE — Transferring the sum of \$26,000.00 from Code Accounts 1613, 1620, 1642, 1643, 1644, 1651, 1652, Bureau of Highways and Sewers; 1741, 1744, 1745, 1746, 1747, 1748, 1775, Bureau of Water and 1942, Bureau of Tests to Code Account 1770, Electric Current, Bureau of Water, D. P. W.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$26,000.00 from the following Code Accounts:

1613, Wages, Stables and Yards,	
Bu. of Highways and	
Sewers	\$ 600.00

1620, Salaries, Cleaning Highways -----	500.00
1642, Wages, Tractor Operators, January to March -----	200.00
1643, Wages, Tractor Operators, April to June -----	160.00
1644, Wages, Tractor Operators, July to September -----	390.00
1651, Wages, Sewer Laborers --	7,000.00
1652, Salaries, Truck Drivers --	400.00
1741, Salaries, Filtration Division, Bureau of Water --	2,673.00
1744, Wages, Laborers, April to June -----	195.00
1745, Wages, Laborers, July to September -----	2,913.00
1746, Wages, Laborers, October to December -----	2,500.00
1747, Wages, Laborers, January to March -----	283.00
1748, Wages, Laborers, October to December -----	336.00
1775, Salaries, Distribution Division -----	5,600.00
1942, Salaries, Bureau of Tests	2,250.00
to Code Account 1770, Electric Current, in the Bureau of Water, D. P. W.	

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 1, 1947.

Approved December 6, 1947.

Ordinance Book 55, Page 145.

No. 510

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Fritz Kubitz in the sum of \$300.00 for services rendered the Bureau of Building Inspection without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign,

a warrant in favor of Fritz Kubitz in the sum of \$300.00 for 60 hours engineering services checking plans in the Bureau of Building Inspection at \$5.00 per hour, said services having been rendered during the period from September 25 to November 10, 1947, inclusive, without previous authority of law, charged to and payable from Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 1, 1947.

Approved December 6, 1947.

Ordinance Book 55, Page 145.

No. 511

AN ORDINANCE — Transferring the sum of \$1,500.00 from Code Account No. 1457 to Code Account No. 1447, Bureau of Police, D. P. S.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1.—That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,500.00 from Code Account No. 1457, Purchase of Uniforms, to Code Account No. 1447, Miscellaneous Services, Bureau of Police, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 1, 1947.

Approved December 6, 1947.

Ordinance Book 55, Page 146.

No. 512

AN ORDINANCE—Providing for the letting of a contract for the fur-

nishing and delivery of Window Shades for the bureaus of Fire and Police, Department of Public Safety and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of Window Shades for the bureaus of Fire and Police, Department of Public Safety at a cost not to exceed the sum of \$1800.00, in accordance with an Act of Assembly entitled "An Act for the government of cities of the second class" approved the 7th day of March A. D. 1901 and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable as follows: from

Code Account 1468 Equipment, Bureau of Fire -----\$1500.00

Code Account 1452 Equipment, Bureau of Police -----\$300.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 1, 1947.

Approved December 6, 1947.

Ordinance Book 55, Page 146.

No. 513

AN ORDINANCE—Accepting the dedications of Dunster street, La Moine street and Effort way, as shown on "Dunster Place Plan of Lots" in the Nineteenth Ward of the City of Pittsburgh, opening and naming the same and establishing the grades of Dunster street and La Moine street.

Whereas, Hampton Hall Improvement Company, a corporation of Pennsylvania, the owner of certain property in

the Nineteenth Ward of the City of Pittsburgh, laid out in a plan of lots called "Dunster Place Plan of Lots," has located certain streets thereon and executed a deed of dedication on said plan for all the ground covered by said streets to the City of Pittsburgh for public use for highway purposes and has released the said City from any liability for damages for or by reason of the physical grading of Dunster street and La Moine street to the grades hereinafter established, Therefore:

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the dedications of Dunster street, La Moine street and Effort way, as shown on "Dunster Place Plan of Lots" in the Nineteenth Ward of the City of Pittsburgh, by Hampton Hall Improvement Company, to the City of Pittsburgh, for public highway purposes, be and the same are hereby accepted.

Section 2. The streets as aforesaid dedicated to said City for public highways, shall be and the same are hereby opened as public highways and named "Dunster street," "La Moine street" and "Effort way."

Section 3. The grades of Dunster street and La Moine street are hereby established as described in Ordinance No. 636, approved November 2, 1939, and recorded in Ordinance Book Volume 50, page 347.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said Dunster street, La Moine street and Effort way for public highway purposes, in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 1, 1947.

Approved December 6, 1947.

Ordinance Book 55, Page 147.

No. 514

AN ORDINANCE—Amending Section 1 of Ordinance No. 401, entitled, "An Ordinance authorizing the Bureau of Building Inspection to issue to S. H. DeRoy a permit for the removal of a projecting sign now existing at 408 Smithfield street and the re-erection thereof on the building located at 522 Wood street, the thickness of said sign being in excess of that permitted under Sub-section 4 of Section 7 of Ordinance No. 353, approved December 19, 1935," approved October 10, 1947.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 1 of Ordinance No. 401 entitled, "An Ordinance authorizing the Bureau of Building Inspection to issue to S. H. DeRoy a permit for the removal of a projecting sign now existing at 408 Smithfield street and the re-erection thereof on the building located at 522 Wood street, the thickness of said sign being in excess of that permitted under Sub-section 4 of Section 7 of Ordinance No. 353, approved December 19, 1935," approved October 10, 1947, shall be amended to read:

Section 1. That the Bureau of Building Inspection is hereby authorized to issue to S. H. DeRoy a permit for the removal of a projecting sign now existing at 408 Smithfield street and the re-erection thereof on the building located at 536-538 Smithfield street, said sign being a diamond sphere approximately nine feet in diameter which is in excess of the maximum thickness of 24 inches permitted under Sub-section 4 of Section 7 of Ordinance No. 353, approved December 19, 1935, the provisions of which sub-section are hereby waived.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 1, 1947.

Approved December 6, 1947.

Ordinance Book 55, Page 148.

No. 515

AN ORDINANCE—Fixing the interest rate on General Public Improvement Peoples Bonds of 1947, Series A, and levying an annual tax to pay the principal, interest and any tax levied on said bonds.

Whereas, Ordinance No. 453, approved November 13, 1947, authorized and directed the sale of General Public Improvement Peoples Bonds of 1947, Series A, in the amount of Five Hundred Thousand Dollars (\$500,000.00) dated December 1, 1947, at an interest rate not to exceed four per centum (4%) per annum, payable semi-annually; and

Whereas, Under the terms of said Ordinance and the Acts of Assembly authorizing the same, the said bonds were advertised and were sold to Union Securities Corporation of New York at an interest rate of 1¾ per cent per annum, plus a premium of Seven Hundred and Fifteen Dollars (\$715.00); Now Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That General Public Improvement Peoples Bonds of 1947, Series A, in the amount of Five Hundred Thousand Dollars (\$500,000.00), dated December 1, 1947, and authorized by Ordinance No. 453, approved November 13, 1947, shall bear interest at the rate of 1¾ per cent per annum, payable semi-annually on the first days of June and December during the term thereof.

Section 2. That until such time as the issue of General Public Improvement Peoples Bonds of 1947, Series A, in the amount of Five Hundred Thousand Dollars (\$500,000.00) dated December 1, 1947, and authorized by Ordinance No. 453, approved November 13, 1947, shall be fully paid, there is hereby levied and assessed annually on all subjects now by law liable, or hereafter to be liable, to assessment for taxation for City purposes, an annual tax commencing in the year 1948 sufficient to pay the interest on said

bonds as the same shall accrue and become payable, and any tax thereon which by the terms of said bonds is assumed by the City, and also an annual tax commencing in said year to be set apart in the Sinking Fund of the City of Pittsburgh for the payment of the principal and retirement of said bonds as they become due and payable according to their terms, and the proceeds of the taxes above levied are hereby appropriated out of the revenue of said City for the payment and redemption aforesaid, all as set forth in the following table:

GENERAL PUBLIC IMPROVEMENT
PEOPLES BONDS OF 1947
SERIES "A"

Year	Principal	Interest Rate	Total Annual Tax Levy
1948	\$ 25,000.00	\$ 8,750.00	\$ 33,750.00
1949	25,000.00	8,312.50	33,312.50
1950	25,000.00	7,875.00	32,875.00
1951	25,000.00	7,437.50	32,437.50
1952	25,000.00	7,000.00	32,000.00
1953	25,000.00	6,562.50	31,562.50
1954	25,000.00	6,125.00	31,125.00
1955	25,000.00	5,687.50	30,687.50
1956	25,000.00	5,250.00	30,250.00
1957	25,000.00	4,812.50	29,812.50
1958	25,000.00	4,375.00	29,375.00
1959	25,000.00	3,937.50	28,937.50
1960	25,000.00	3,500.00	28,500.00
1961	25,000.00	3,062.50	28,062.50
1962	25,000.00	2,625.00	27,625.00
1963	25,000.00	2,187.50	27,187.50
1964	25,000.00	1,750.00	26,750.00
1965	25,000.00	1,312.50	26,312.50
1966	25,000.00	875.00	25,875.00
1967	25,000.00	437.50	25,437.50
\$500,000.00			\$ 91,875.00
			\$591,875.00

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 148.

No. 516

AN ORDINANCE — Transferring the sum of \$757.80 from Code Account 1041, Miscellaneous Services, to Code Account 1045, Equipment, Supervision of City Stables, Mayor's Office.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$757.80 from Code Account 1041, Miscellaneous Services, to Code Account 1045, Equipment, Supervision of City Stables, Mayor's Office.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 149.

No. 517

AN ORDINANCE — Authorizing the transfer of \$3,000.00 from and to certain Code Accounts within the Department of Lands and Buildings:

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$3,000.00 from and to the following Code Accounts within the Department of Lands and Buildings:

FROM CODE ACCOUNTS NOS.

1361-1—Window Cleaning	-----	\$1,000.00
1368 —Salaries, Regular Employees	-----	2,000.00
		\$3,000.00

TO CODE ACCOUNTS NOS.

1361	Miscellaneous Services	\$ 500.00
------	------------------------	-----------

1362-1	Coal, Coke, Gas and Steam -----	650.00
1362-2	Electric Current -----	650.00
1366	Wages, Regular Employees Carpenters ---	200.00
1366-4	Wages, Regular Employees Electricians --	300.00
1367-12	Wages, Temporary Employees, Slaters & Tinners -----	50.00
1370	Regular Employees ---	550.00
1366-5	Wages, Regular Employees, Steamfitters --	100.00
		\$3,000.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 150.

No. 518

AN ORDINANCE—Transferring \$200.00 to C. A. No. 1366-4, and \$50.00 to C. A. No. 1366-5, Bureau of Repairs, Department of Lands and Buildings, from C. A. No. 1807—Repairs, Department of Parks and Recreation.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the following sums:

TO CODE ACCOUNT NO.:

1366-4	Wages, Regular Employees, Electricians -----	\$200.00
1366-5	Wages, Regular Employees, Steam Fitters -----	50.00
	Total -----	\$250.00

FROM CODE ACCOUNT NO.:

1807	Repairs, Department of Parks and Recreation ---	\$250.00
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Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 150.

No. 519

AN ORDINANCE — Transferring the sum of \$2,500.00 from Code Account 1364-1, Repairs, Installation of Heating Plant and Stokers to Code Account 1364, Repairs, Department of Lands and Buildings.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer \$2,500.00 from and to the following Code Accounts in the Department of Lands and Buildings:

FROM CODE ACCOUNT NO.

1364-1	Repairs, Installation, Heating Plant and Stokers -----	\$2,500.00
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TO CODE ACCOUNT NO.

1364	Repairs -----	\$2,500.00
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Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 151.

No. 520

AN ORDINANCE — Transferring \$5,000.00 from C. A. 1577, Materials to C. A. 1579, Equipment, in the Division of Maintenance, Bridges and Structures, Bridge Repairs, Department of Public Works

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to transfer the sum of \$5,000.00 from C. A. 1577, Materials to C. A. 1579, Equipment, in the Division of Maintenance, Bridges and Structures, Bridge Repairs Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 151.

No. 521

AN ORDINANCE—Amending a portion of Section 49, Bureau of Traffic Planning, Department of Public Safety, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Whereas, The Mayor and the City Controller have signed a Certificate of Emergency relating to this matter; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a portion of Section 49, Bureau of Traffic Planning, Department of Public Safety, of Ordinance No. 501, approved December 28, 1946, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," shall be amended by striking out the number of days wherever they appear in said section of the Salary Ordinance for the year 1947.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance,

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 152.

No. 522

AN ORDINANCE—Amending a portion of Section 28, Municipal Hospital, Department of Public Health, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a portion of Section 28, Municipal Hospital, Department of Public Health, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, shall be amended by striking out the number of days where they appear in said section of the Salary Ordinance for the year 1947 opposite the classification of Seven Laborers in the Municipal Hospital.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 152.

No. 523

AN ORDINANCE—Authorizing the issuance of warrants in favor of Morganstern Electric Company for \$125.00, Tri-State Blue Printing and Supplies Company for \$94.00, Joseph McKee Bell for \$15.00, and Harris Pump and Supply Company for \$10.65 in payment for extra work performed

on contract, also equipment and parts furnished in the Department of Public Works for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following in the amounts set opposite their names, in payment for extra work performed on contract, also equipment and parts furnished in the Department of Public Works for the benefit of the City without previous authority of law and charge same to the code accounts set forth:

Morganstern Electric Company—\$125.00
Bond Fund 164-5, Controller's Register No. 9795.

Tri-State Blue Printing & Supplies Co.,
\$94.00 Code 1534, Equipment.

Joseph McKee Bell—\$15.00 Code 1534,
Equipment.

Harris Pump and Supply Co.—\$16.65
Code 1641, Materials.

TOTAL—\$244.65.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 153.

No. 524

AN ORDINANCE—Authorizing the issuance of warrant in favor of Dr. B. L. Corbett in the amount of \$77.99 in payment for services rendered in connection with the Mayor's Highway Safety Conference held November 6, 1947, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized to issue and the City Controller to countersign warrant in favor of Dr. B. L. Corbett in the amount of \$77.99 in payment for services rendered in connection with the Mayor's Highway Safety Conference held November 6, 1947, for the benefit of the City without previous authority of law, and to charge same to Code Account No. 1497, Adult Traffic Education.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 153.

No. 525

AN ORDINANCE—Providing for the letting of a contract for the furnishing of labor, materials and equipment for wall washing at the Municipal Hospital, Department of Public Health, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1.—That the Mayor and the Director of the Department of Public Health are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing of labor, materials and equipment for wall washing at the Municipal Hospital, Department of Public Health, at a cost not to exceed the sum of \$5,000.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March A. D. 1901 and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. V D C F, Venereal Disease Control Fund.

Section 2. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 154.

No. 526

AN ORDINANCE—Providing for the letting of a contract for the maintenance of the elevators in the Municipal Hospital for the period of one year beginning January 1, 1948, and for the payment of the cost thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Health shall be and they are hereby authorized and directed to award a contract or contracts to the lowest responsible bidder or bidders for the maintenance of the four electric passenger elevators and one sidewalk elevator in the Municipal Hospital, located at Terrace and Darragh streets, for the period of one year beginning January 1, 1948, at a cost not to exceed \$3,600.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and ordinances of Council in such cases made and provided, chargeable to Code Account 1242-1, Elevator Maintenance Contract, Municipal Hospital, Department of Public Health.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 154.

No. 527

AN ORDINANCE—Amending Section 1 of Ordinance No. 193, approved May 31, 1947, entitled "An Ordinance providing for a contract or contracts for the Grading, Paving and Curbing of Twenty-Nine and a Half street from Railroad street northwardly 432 feet to North line of private right-of-way of the Crucible Steel Company, including the laying of a water line thereon and also the construction of a storm sewer on private right-of-way of the Crucible Steel Company from northerly terminus of Twenty-Nine and a Half street to Thirtieth street, and the installation of drainage facilities at Thirtieth street and Railroad street, and for the payment of the cost thereof."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 1 of Ordinance No. 193, approved May 31, 1947, entitled, "An Ordinance providing for a contract or contracts for the Grading, Paving and Curbing of Twenty-Nine and a Half street from Railroad street northwardly 432 feet to North line of private right-of-way of the Crucible Steel Company, including the laying of a water line thereon and also the construction of a storm sewer on private right-of-way of the Crucible Steel Company from northerly terminus of Twenty-Nine and a Half street to Thirtieth street, and the installation of drainage facilities at Thirtieth street and Railroad street, and for the payment of the cost thereof," shall be amended by striking out the words "not exceeding the sum of Twenty-Five Thousand (\$25,000.00) Dollars" and substituting therefor the words "not exceeding the sum of Twenty-Seven Thousand (\$27,000.00) Dollars."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 155.

No. 528

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Callowhill street and Millbrae way, from a point about 185' East of No. Euclid avenue to the existing sewer on Millbrae way, south of Callowhill street, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a Public Sewer be constructed on Callowhill street and Millbrae way, from a point about 185' East of No. Euclid avenue to the existing sewer on Millbrae way, south Callowhill street.

Commencing on Callowhill street at a point about 185' East of No. Euclid avenue thence eastwardly and southwardly along and across Callowhill street to Millbrae way; thence continuing southwardly along Millbrae way to the existing sewer on Millbrae way, south of Callowhill street.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section I of this ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of \$2,000.00 which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts

of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance with special reference to Ordinance No. 146 approved April 30, 1947.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 155.

No. 529

AN ORDINANCE — REFIXING the width and position of the sidewalks and roadway of Wymore street from Steuben street to Hassler street, and prescribing a portion to be used for slopes, landscaping, retaining walls and steps.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the width and position of the sidewalks and roadway of Wymore street, from Steuben street to Hassler street, shall be and the same are hereby refixed as follows, to-wit:

The northerly sidewalk shall have a uniform width of 4.5 feet and shall lie along and contiguous to the northerly street line.

The roadway shall have a uniform width of 22 feet and shall lie south of and contiguous to the above described northerly sidewalk.

The southerly sidewalk shall have a uniform width of 4.5 feet and shall lie south of and contiguous to the above described roadway.

The remaining portion of the street being a strip 4 feet wide, lying between the above described southerly sidewalk and the southerly street line, shall be used for slopes, landscaping, retaining walls and steps.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 156.

No. 530

AN ORDINANCE—RE-ESTABLISHING the grade of Gallupe drive from Whited street to a point 220.53 feet southwardly, therefrom.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the grade of the center line of Gallupe drive from Whited street to a point 220.53 feet southwardly therefrom shall be and the same is hereby re-established as follows, to-wit:

BEGINNING at the southerly line of Whited street at an elevation of 1216.0 feet; thence rising by a concave parabolic curve for a distance of 20 feet to a point of tangent to an elevation of 1216.73 feet; thence rising at the rate of 7.25% for a distance of 50.53 feet to a point of curve to an elevation of 1220.39 feet; thence by a convex parabolic curve for a distance of 150 feet to a point of tangent, distant 220.53 feet south of the southerly line of Whited street to an elevation of 1223.20 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 157.

No. 531

AN ORDINANCE — REFIXING the width and position of the sidewalks and roadway of South Twenty-Fourth street from Sidney street to a point 235 feet north of Wharton street.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the width and position of the sidewalks and roadway of South Twenty-Fourth street, from Sidney street to a point 235 feet north of Wharton street, shall be and the same are hereby refixed as follows, to-wit:

The easterly and westerly sidewalks shall each have a uniform width of 15 feet and shall lie along and contiguous to their respective street lines.

The roadway shall have a uniform width of 30 feet occupying the central portion of the street and lying between the sidewalks as above described.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 157.

No. 532

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with the Neville Realty Company, owner and developer, providing for the grading, paving and curbing, to include necessary drainage, of Maple Heights court from Maple Heights road to the easterly terminus.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to enter into an agreement, in form approved by the City Solicitor, with the Neville Realty Company, providing for the grading, paving and curbing, to include necessary drainage, of Maple Heights court from Maple Heights road to the easterly terminus, the entire cost and expense to be borne by the Neville Realty Company.

Section 2. No work shall be done on said improvement until an agreement between the said Neville Realty Company and the City of Pittsburgh shall be duly executed and recorded in the office of the Recorder of Deeds of Allegheny County. Said agreement to contain the following terms and conditions:

1. The plan of said improvement to be submitted to and approved by the Director of the Department of Public Works.
2. The work and materials used in such improvement shall be under the supervision and inspection of the Department of Public Works.
3. Upon acceptance of the completed work by the Department of Public Works, the City of Pittsburgh shall be responsible for the maintenance of such improvements installed in accordance with the plan approved by the Director of the Department of Public Works.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 157.

No. 533

AN ORDINANCE—Granting unto the Westinghouse Electric Supply Company of Pittsburgh, Pennsylvania, its successors or assigns, the right and

privilege to construct, maintain and use footer courses in the southerly sidewalk area of West General Robinson street, in the 22nd Ward, Pittsburgh, Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Westinghouse Electric Supply Company, its successors or assigns, is hereby given the right, privilege and authority to construct, maintain and use, at its own cost and expense, footer courses in the southerly sidewalk area of West General Robinson street, adjoining its property in the 22nd Ward, Pittsburgh, Pennsylvania.

The footer courses to be constructed by virtue of this Ordinance are to occupy portions of the southerly sidewalk area of West General Robinson street, bounded and described as follows:

Beginning at a point on the southerly sidewalk of West General Robinson street, at its intersection with the westerly line of Dasher street; thence continuing along West General Robinson street the following distances, having the following projections into West General Robinson street and elevations respectively, viz.:

	Distance C.L. of Footer Courses to W. Line of Dasher street	Projection into W. General Robinson St.	Length Parallel to W. General Robinson street	Bottom Elevation	Top Elevation
G-1	84.69'	1.09'	5.58'	31.29'	34.54'
G-2	109.35'	1.09'	5.58'	31.29'	34.54'
G-3	134.35'	1.50'	5.17'	28.95'	32.87'
G-4	159.35'	0.83'	2.67'	31.37'	32.87'
G-5	178.35'	1.50'	5.17'	28.95'	32.87'
G-12	184.94'	0.83'	2.67'	31.87'	33.37'
G-6	209.35'	1.09'	5.58'	30.12'	33.37'
G-7	234.35'	1.09'	5.58'	32.12'	35.37'
G-8	259.35'	1.09'	5.58'	32.12'	35.37'
G-9	284.02'	1.50'	5.17'	31.45'	35.37'

The said footer courses on West General Robinson street shall be constructed to the provisions of this Ordinance and in accordance with plan, identified as Accession No. B-606, on file in the office of the Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. The said Westinghouse Electric Supply Company of Pittsburgh, Pa., its successors or assigns, prior to the beginning of the construction of the footer courses shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing the locations for the construction of said footer courses, said plans and the construction of the footer courses shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its power over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the same.

Section 4. The said grantee shall bear the full cost and expense for the repaving and repair of the street or sidewalk above effected by this improvement, or the repair of any structure which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said footer courses; all of said work, including repairs of street or sidewalk, shall be done in a manner and at such times as said Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said footer courses upon giving to the said Westinghouse Electric Supply Company of Pittsburgh, Pa., its successors or assigns, at least six (6) months' written notice from the proper

officers of the City pursuant to a resolution or ordinance of Council; and the said Westinghouse Electric Supply Company of Pittsburgh, Pa., its successors or assigns, when so notified, shall at or before the expiration of the said six (6) months, remove the said footer courses and restore the street to proper condition, at its own cost and expense, and to the satisfaction of the Director of the Department of Public Works.

Section 6. The said Westinghouse Electric Supply Company of Pittsburgh, Pa., its successors or assigns, shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and sub-surface structures therein, caused by or arising out of the construction, maintenance and use of said footer courses, and it is a condition of the grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the conditions that this Ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor, the said Westinghouse Electric Supply Company of Pittsburgh, Pa., its successors or assigns, shall file with the proper officers of the City, its certificate of acceptance to be executed by the said Westinghouse Electric Supply Company, of Pittsburgh, Pa., its successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 158.

No. 534

AN ORDINANCE — Amending Zoning Ordinance No. 372 approved August

9, 1923, Zone Map, Sheet Z-N10-E30, by changing from a "B" Residence to a "C" Residence District, all that certain property bounded by Wilkins avenue; the lines of the present "A-B" Residence District south of Fifth avenue; the westerly and southerly lines of property, now or late, of A. B. & G. B. Berger; the southerly line of Maple Heights road; the westerly, southerly and easterly boundary lines of the Maple Heights Plan of Lots; the northerly line of property fronting on the northerly side of Dunmoyle street; South Negley avenue; Fair Oaks street; the westerly line of the unnamed way east of Wightman street; properties fronting on the northerly side of Fair Oaks street; Wightman street; properties fronting on the northerly side of Fair Oaks street; the easterly lines of properties fronting on the easterly side of Kipling road; Fair Oaks street; Wilkins avenue; the northwesterly line of property, now or late, of M. S. & G. T. Rafferty, Surviving Trustees; the lines dividing properties fronting on Wilkins avenue and those to the south thereof; and, the line of the present "C" Residence District east of the plan of "Morewood Heights."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing Zone Map, Sheet Z-N10-E30, so as to change from a "B" Residence (U-5) District to a "C" Residence (U-6) District, all that certain property bounded by Wilkins avenue; the lines of the present "A-B" Residence District south of Fifth avenue; the westerly and southerly lines of property, now or late, of A. B. & G. B. Berger; the southerly line of Maple Heights road; the westerly, southerly and easterly boundary lines of the Maple Heights Plan of Lots; the northerly line of property fronting on the northerly side of Dunmoyle street; South Negley avenue; Fair Oaks street; the westerly line of the unnamed way east of Wightman street; properties fronting on the northerly side of Fair Oaks street; Wightman street; properties fronting on the northerly side of Fair

Oaks street; the easterly lines of properties fronting on the easterly side of Kipling road; Fair Oaks street; Wilkins avenue; the northwesterly line of property, now or late, of M. S. & G. T. Rafferty, Surviving Trustees; the lines dividing properties fronting on Wilkins avenue and those to the south thereof; and, the line of the present "C" Residence district east of the plan of "Morewood Heights."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 160.

No. 535

AN ORDINANCE — Amending Zoning Ordinance No. 372 approved August 9, 1923, Zone Map Sheets Z-N10-W15 and Z-O-W15 by changing from a "B" Residence District to a Neighborhood Retail District all that certain property bounded by Libbie street; the northerly line of property, now or late, of P. F. Conley; the westerly boundary line of the Augusta B. Shields Plan of Lots; and, a line parallel with and distant 200 feet northwardly from Ingram avenue.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing from Zone Map Sheets Z-N10-W15 and Z-O-W15 so as to change from a "B" Residence (U-5) District to a Neighborhood Retail (U-3½) District, all that certain property bounded by Libbie street; the northerly line of property, now or late, of P. F. Conley; the westerly boundary line of the Augusta B. Shields Plan of Lots; and, a line parallel with and distant 200 feet northwardly from Ingram avenue.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 8, 1947.

Approved December 15, 1947.

Ordinance Book 55, Page 161.

No. 536

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,192.09 in payment for street lighting service furnished, during the month of November, 1947, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Duquesne Light Company in the sum of \$60,192.09 in payment for street lighting service furnished, during the month of November, 1947, for the benefit of the City without previous authority of law, and charge same to Code Account 1597-2, Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 161.

No. 537

AN ORDINANCE—Transferring \$61,000.00 to Code Account No. 1597-2, Street Lighting, Department of Public

Works from Code Account No. 46, Judgments.

Whereas, A certificate of emergency has been signed by the Mayor and the City Controller relative to this matter; Now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to transfer the sum of \$61,000.00 to Code Account No. 1597-2, Street Lighting, Department of Public Works from Code Account No. 46, Judgments.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 162.

No. 538

AN ORDINANCE—Authorizing the issuance of a warrant in favor of The Pittsburgh Press in the sum of \$166.32, for display advertising of summer band concerts, for the Department of Parks and Recreation, without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Pittsburgh Press in the sum of \$166.32, for display advertising of summer band concerts, for the Department of Parks and Recreation, without previous authority of law, payable from Code Account No. 1801, Miscellaneous Services, Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the

same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 162.

No. 539

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Carmen J. Tropea in the sum of \$2,-026.00 for extra work furnished on Contract No. 10329 for the Department of Lands and Buildings for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Carmen J. Tropea for extra work furnished the Department of Lands and Buildings for the benefit of the City, without previous authority of law, chargeable and payable as follows:

Carmen J. Tropea — Contract No.
10329—\$526.00 Bond Fund 170-13

Carmen J. Tropea — Contract No.
10329—\$1,500.00 Bond Fund 170-13.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 163.

No. 540

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Babcock and Wilcox Company in the sum of \$656.96 in payment for emer-

gency repairs to Boiler No. 3 at Ross Pumping Station for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Babcock and Wilcox Company in the sum of \$656.96 in payment for emergency repairs to Boiler No. 3 at Ross Pumping Station for the benefit of the City without previous authority of law, and charge same to Code Account No. 1773, Repairs, Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 163.

No. 541

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Pavia Company in the sum of \$2,-110.60 in payment for extra work performed on contract in the Department of Public Works for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Pavia Company, in the sum of \$2,-110.60 in payment for extra work performed on Contract No. 2, Emergency Housing for Veterans, Controller's Register No. 9972, in the Department of Public Works for the benefit of the City without previous authority of law, and charge same to Code Account No. 50, Emergency Housing for Veterans.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 163.

No. 542

AN ORDINANCE — Transferring the sum of \$1,000.00 from Code Account No. 1504, to Code Account No. 1505 in the Director's Office, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to transfer \$1,000.00 from Code Account No. 1504, Repairs, to Code Account No. 1505, Equipment, in the Director's Office, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 164.

No. 543

AN ORDINANCE — Transferring the sum of \$500.00 from Code Account No. 1126 to Code Account No. 1129—Department of Supplies.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$500.00 from Code Account No. 1126 Salaries to Code Account No. 1129 Supplies—Department of Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 164.

No. 544

AN ORDINANCE — Transferring the sum of \$1,600.00 from Code Account Nos. 1671, 1673, 1678, 1679, 1680, 1687, 1689, 1690, 1691-1, and 1691-2 to Code Account No. 1674 in the Bureau of Refuse, Department of Public Works.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller is hereby authorized and directed to make transfers within the code accounts of the Bureau of Refuse, D. P. W., as follows:

FROM CODE ACCOUNT NOS.:

1671	Miscellaneous Services	\$ 170.00
1673	Repairs	30.00
1678	Supplies	110.00
1679	Materials	50.00
1680	Repairs	60.00
1687	Miscellaneous Services	150.00
1689	Materials	70.00
1690	Repairs	790.00
1691-1	Materials and Equip- ment for Cranes	130.00
1691-2	Materials and Equip- ment for Screens	400.00

TO CODE ACCOUNT NO.:

1674	Equipment	\$1600.00
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Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 165.

No. 545

AN ORDINANCE — Transferring the sum of \$350.00 from Code Account No. 1463, \$550.00 from Code Account No. 1469, and \$600.00 from Code Account No. 1470-1 (total—\$1,500.00) to Code Account No. 1468, Bureau of Fire, D.P.S.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the following within the Code Accounts of the Bureau of Fire, Department of Public Safety:

FROM CODE ACCOUNTS

No. 1463, Miscellaneous Services	\$ 350.00
No. 1469, Fire Hose	550.00
No. 1470-1, Purchase of Uniforms	600.00
	\$1,500.00

TO CODE ACCOUNT

No. 1468, Equipment\$1,500.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 165.

No. 546

AN ORDINANCE — Transferring the sum of \$12,000.00 from Code Account Nos. 1205-3, 1218-2, 1228, 1235 and 1270 to Code Account No. 1231-4, Drug Supplies, Tuberculosis Hospital, Department of Public Health.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and

directed to transfer the sum of \$12,000.00 from the following Code Account Nos.:

1205-3	Salaries, Syphilis Control Program	\$ 500.00
1218-2	Nursing Service for Ophthalmia Cases Div. of Transmissible Diseases	100.00
1228	Salaries, Tuberculosis Hospital	3,000.00
1235	Salaries, Municipal Hospital	8,000.00
1270	Salaries, Div. of Housing & Sanitary Inspection	400.00
		\$12,000.00

TO CODE ACCOUNT

1231-4	Drug Supplies, Tuberculosis Hospital, Department of Public Health	\$12,000.00
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Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 166.

No. 547

AN ORDINANCE — Amending Section 36, Department of Lands and Buildings, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof" approved December 28, 1946.

Whereas, A certificate of emergency has been signed by the Mayor and the City Controller relating to this matter; Therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 36, Depart-

ment of Lands and Buildings, of Ordinance No. 501, entitled, "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh, and the rate of compensation thereof," approved December 28, 1946, shall be amended by striking out the number of days wherever they appear in said section of Salary Ordinance for the year 1947.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 166.

No. 548

AN ORDINANCE—Authorizing a contract or contracts for the construction of a Fire Engine House at 1124 West North avenue, and appropriating funds therefor.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the construction of a new building to be known as No. 47 Engine House at 1124 West North avenue, in accordance with the laws and ordinances governing said City at a cost not to exceed the sum of \$120,000.00.

Section 2. That the sum of \$99,500.00 or so much thereof as may be required is hereby set aside and appropriated from Bond Fund No. 166-5, General Public Improvement Bonds of 1945, Series "A," and \$20,500.00 from Bond Fund No. 176-2, General Public Improvement Peoples Bonds of 1947, Series "A."

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 167.

No. 549

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of Water Meters for the Bureau of Water, Department of Public Works, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and delivery of Water Meters at a cost not to exceed the sum of \$8000.00 for the Bureau of Water, Department of Public Works, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. MF 158-18, Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 167.

No. 550

AN ORDINANCE—PROVIDING for the letting of a contract for the fur-

nishing and delivery of 2 Four Door Sedan Automobiles for the Division of Bridges and Structures, Department of Public Works, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder or bidders for the furnishing and delivery of 2 Four Door Sedan Automobiles for the Division of Bridges and Structures, Department of Public Works, at a cost not to exceed the sum of \$5,000.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1579, Equipment, Division of Bridges and Structures, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 168.

No. 551

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of One (1) Automobile for the Municipal Incinerator, Department of Public Works, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest respon-

sible bidder for the furnishing and delivery of One (1) Automobile at a cost not to exceed the sum of \$1600.00 including the trade-in of one (1) Old Automobile for the Municipal Incinerator, Department of Public Works, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1674, Equipment, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 168.

No. 552

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and installing of carpet for offices in connection with the Director's Office, Department of Public Works and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and installing of carpet for offices in connection with the Director's Office, Department of Public Works, at a cost not to exceed the sum of \$1500.00 in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such

cases made and provided, the same to be payable from Code Account No. 1505, Equipment, Director's Office, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 169.

No. 553

AN ORDINANCE—Providing for a contract or contracts for the collection of garbage and household refuse within Wards Nos. 21 to 27, inclusive, of the City of Pittsburgh, and the depositing of the same in the receiving bin of the Municipal Incinerator Plant, for the calendar year ending December 31, 1948.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award and enter into a contract or contracts for the collection of garbage and household refuse in Wards Nos. 21 to 27, inclusive, of the City of Pittsburgh, as defined in Ordinance No. 321, approved August 13, 1937, and the depositing of same in the receiving bin of the Municipal Incinerator Plant, for the calendar year ending December 31, 1948, all in accordance with the laws and ordinances governing the said City, chargeable to and payable from funds appropriated therefor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 169.

No. 554

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with Sadie Marie Pachelbel and Marcus J. Pachelbel, owners and developers, providing for the grading, paving and curbing, to include necessary drainage of Gallupe drive from Whited street to Milan avenue, the entire cost and expense to be borne by Sadie Marie Pachelbel and Marcus J. Pachelbel.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to enter into an agreement, in form approved by the City Solicitor, with Sadie Marie Pachelbel and Marcus J. Pachelbel, providing for the grading, paving and curbing, to include necessary drainage, of Gallupe drive, from Whited street to Milan avenue, the entire cost and expense to be borne by Sadie Marie Pachelbel and Marcus J. Pachelbel.

Section 2. This Ordinance shall not become effective and no work shall be done on said improvement until an agreement between the said Sadie Marie Pachelbel and Marcus J. Pachelbel, and the City of Pittsburgh, shall be duly executed and recorded in the office of the Recorder of Deeds of Allegheny County. Said agreement to contain the following terms and conditions:

1. The plan of said improvement to be submitted to and approved by the Director of the Department of Public Works.
2. The work and materials used in such improvement shall be under the supervision and inspection of the Department of Public Works.
3. Upon acceptance of the completed work by the Department of Pub-

lic Works, the City of Pittsburgh shall be responsible for the maintenance of such improvements installed in accordance with the plan approved by the Director of the Department of Public Works.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 170.

No. 555

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into an agreement with Philip Goodman, owner and developer, providing for the grading, paving and curbing, to include necessary drainage of Linden Lane, from Linden avenue to the westerly and northerly termini, and including concrete steps and sidewalk to be constructed on an unnamed ten-foot way between Linden Lane and Wilkins avenue, the entire cost and expense to be borne by Philip Goodman.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to enter into agreement, in form approved by the City Solicitor, with Philip Goodman, providing for the grading, paving and curbing, to include necessary drainage, of Linden Lane, from Linden avenue to the westerly and northerly termini, and including concrete steps and sidewalk to be constructed on an unnamed ten-foot way between Linden lane and Wilkins avenue, the entire cost and expense to be borne by Philip Goodman.

Section 2. The work shall not be accepted by the City until said agree-

ment, containing the following terms and conditions, shall be fully executed and recorded in the office of the Recorder of Deeds of Allegheny County:

1. The plan of said improvement to be submitted to and approved by the Director of the Department of Public Works.
2. The work and materials used in such improvement shall be under the supervision and inspection of the Department of Public Works.
3. Upon acceptance of the completed work by the Department of Public Works, the City of Pittsburgh shall be responsible for the maintenance of such improvements installed in accordance with the plan approved by the Director of the Department of Public Works.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 171.

No. 556

AN ORDINANCE — Providing for the grading, paving and curbing of Coleridge street from McCabe street westwardly 118 feet to existing pavement, and other work incidental thereto, including the laying of water lines, and for the payment of the cost thereof.

Whereas, Ordinance No. 69, approved February 24, 1947, provides that the City of Pittsburgh, upon receipt of deed of dedication from the owners and developers of the Stantonside Plan of Lots dedicating the land for the opening of that portion of Coleridge street within said Plan, and on consideration thereof, agrees to release, exonerate, exempt and discharge the owners, their heirs and assigns, and the land abutting upon Coleridge street

in said Plan, from any and all claims and liabilities for the grading, paving and curbing and sewerage of said Coleridge street; and

Whereas, said owners and developers have delivered the deed for the dedication and opening of Coleridge street within the Stantonside Plan of Lots;

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, award and enter into a contract or contracts for the grading, paving and curbing of Coleridge street from McCabe street westwardly 118 feet to existing pavement, and other work incidental thereto, including the laying of water lines, in accordance with the laws and ordinances governing said City, in an amount not exceeding the sum of \$10,000.00, appropriated from and chargeable to Bond Fund No. 176, General Public Improvement Peoples Bonds of 1947, Series "A."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 171.

No. 557

AN ORDINANCE — Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E15, by changing from a Third Area District to a Fourth Area District, all that certain property bounded by South Dithridge street; Henry street; Vance way; and, Filmore street.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by

changing Zone Map, Sheet Z-610-E15, so as to change from a Third Area (A-3) District to a Fourth Area (A-4) District, all that certain property bounded by South Dithridge street; Henry street; Vance way; and, Filmore street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 172.

No. 558

AN ORDINANCE — Amending Zoning Ordinance No. 372, approved August 9, 1923, Zone Map, Sheet Z-N10-E15, by changing from a "B" Residence, Thirty-Five Foot and First Area District to an "A-B" Residence, Forty-Five Foot and Second Area District, all that certain property bounded by Friendship avenue; the lines of the present "A" Residence District west of South Winebiddle street and north of Friendship avenue; South Winebiddle street; the line of the present "A" Residence District south of Coral street; the lines dividing properties fronting on the easterly side of South Winebiddle street and those to the east thereof; and, a line parallel with and distant 125 feet westwardly from South Evaline street.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Zoning Ordinance No. 372, approved August 9, 1923, be and the same is hereby amended by changing Zone Map, Sheet Z-N10-E15, so as to change from a "B" Residence (U-5), Thirty-Five Foot (H-1) and First Area (A-1) District to an "A-B" Residence (U-4½), Forty-Five Foot (H-2) and Second Area (A-2) District, all that certain property bounded by Friendship avenue; the lines of the present "A" Residence District west of South Winebiddle street and north of

Friendship avenue; South Winebiddle street; the line of the present "A" Residence District south of Coral street; the lines dividing properties fronting on the easterly side of South Winebiddle street and those to the east thereof; and, a line parallel with and distant 125 feet westwardly from South Evaline street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 172.

No. 559

AN ORDINANCE—Vacating Pennsylvania avenue in the 21st Ward of the City of Pittsburgh between the westerly side of Preble avenue and the westerly terminus thereof, subject to the City's right in a sewer underneath said street and providing certain terms and conditions.

Whereas, petitions and affidavits have been filed by the owners of all of the property fronting or abutting on Pennsylvania avenue in the 21st Ward of the City of Pittsburgh between Preble avenue and the westerly terminus thereof, in the office of the City Clerk, praying that the Council of the City of Pittsburgh enact an ordinance for the vacation of said street between said points; and

Whereas, said City of Pittsburgh now maintains a sewer under a portion of said street between said points; and

Whereas, it is desired to reserve to the City of Pittsburgh the right of entry in said street for use and maintenance of said sewer; and

Whereas, petitioners have agreed that they will make no claim for damages occasioned by the vacation, and further that they will make no claim for damages at any time in the

future in the event that the City or any other political entity acquires the property in the said street by virtue of the power of eminent domain; NOW, THEREFORE,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. Pennsylvania avenue between Preble avenue and the westerly terminus thereof shall be and the same is hereby vacated subject to the following terms and conditions:

- (a) No damages shall be paid to the abutting property owners by reason of said vacation;
- (b) If the City of Pittsburgh or any other political entity re-acquires or acquires the property in said street now being vacated by virtue of the power of eminent domain, no damages shall be paid to the present owners of property abutting thereon, their heirs, successors or assigns;
- (c) The City of Pittsburgh reserves the right to continue, maintain and use the existing sewer now located under said street, and specifically reserves to itself the right to enter upon the land formerly within the lines of said Pennsylvania avenue for said purposes.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 173.

No. 560

AN ORDINANCE — Vacating Oxline street in the 21st Ward of the City of Pittsburgh between North avenue West and south line of Liverpool street, subject to the City's right in a sewer underneath a portion of said street, and providing certain terms and conditions.

Whereas, petitions and affidavits have been filed by a majority in number and amount of the owners of property fronting or abutting on Oxline street in the 21st Ward of the City of Pittsburgh between the north line of North avenue West and the south line of Liverpool street, in the office of the City Clerk, praying that the Council of the City of Pittsburgh enact an ordinance for the vacation of said street between said points; and

Whereas, the City of Pittsburgh now maintains a certain sewer crossing said Oxline street at Pennsylvania avenue; and

Whereas, it is desired to reserve to the City of Pittsburgh the right of entry in said street for use and maintenance of said sewer; and

Whereas, the Pittsburgh and Western Railroad Company has a right of way over part of Oxline street between North avenue West and the south line of Liverpool street, which petitioners have agreed shall remain after said vacation as it now exists; and

Whereas, petitioners have agreed that they will make no claims for damages occasioned by the vacation, and further that they will make no claim for damages at any time in the future in event the City or any other political entity acquires the property in the said street by virtue of the power of eminent domain; and

Whereas, Heyl and Patterson, Incorporated, one of the petitioners, has executed an agreement with the City that it indemnifies the City against any claims for damages, present or future, as described in the above paragraph, that may be filed against the City by any of the owners of property abutting on said street, who have not joined in the petition to vacate; NOW, THEREFORE,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. Oxline street between the north side of North avenue West and the south side of Liverpool street shall be and the same is hereby vacated, subject to the following terms and conditions:

- (a) No damages shall be paid to abutting property owners by reason of said vacation.
- (b) If the City of Pittsburgh or any other political entity reacquires, or acquires, the property in said street now being vacated, by virtue of the power of eminent domain, no damages shall be paid to the present owners of property abutting thereon, their heirs, successors or assigns.
- (c) The City of Pittsburgh reserves the right to continue, maintain and use the existing sewer now located across said street at the intersection of Pennsylvania avenue, and specifically reserves to itself the right to enter upon the land formerly within the lines of Oxline street at Pennsylvania avenue for said purposes.
- (d) The present right of way over Oxline street owned by the Pittsburgh and Western Railroad Company shall continue to exist over the property affected by said vacation as it did formerly exist over Oxline street.
- (e) This Ordinance, however, shall not take effect or be of any force or validity unless the petitioners, owners of the property abutting on Oxline street, 21st Ward, Pittsburgh, between the south line of Liverpool street and the north line of North avenue West, shall, within 30 days after the passage of this Ordinance pay into the Treasury of the City of Pittsburgh the sum of \$1,000.00 for the use of the City of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 15, 1947.

Approved December 20, 1947.

Ordinance Book 55, Page 174.

No. 561

AN ORDINANCE—Making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1948.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the revenues of said City derived from taxes and other sources for the fiscal year beginning January 1, 1948, and ending December 31, 1948, including therein cash surplus on hand at the close of business on December 31, 1947, are hereby appropriated in the sum of \$31,323,-770.00 to pay the expenses of conducting the public business of the City of Pittsburgh and meeting the debt charges thereof during the said period beginning January 1, 1948, and ending December 31, 1948, as well as all encumbrances incurred prior to January 1, 1948, for which services have not actually been rendered, or supplies, materials or equipment actually delivered prior to December 31, 1947, and so reported to the City Controller. Said encumbrances shall be charged to the proper appropriation accounts for the fiscal year 1948 and cancelled in the 1947 appropriation accounts against which encumbrances had been originally charged, and all unexpended balances of appropriations remaining open upon the books of the City Controller at the close of the fiscal year 1947, shall be and the same are hereby ordered to be cancelled, except such amounts as shall be required for payment for services actually rendered or supplies, materials or equipment actually delivered prior to December 31, 1947, and so reported to the City Controller, or such amounts as shall be directed to be carried over to the fiscal year 1948, by resolution or ordinance of Council.

Section 2. No liability shall be incurred against any appropriation item in excess of the unencumbered balance thereof, and said appropriation items shall be administered subject to and in conformity with the following terms and conditions:

- (a) Data required for preparation of payrolls shall be submitted to the City Treasurer in such form, and at such times, as he may prescribe, this data to include records of employment, time worked, whether compensation is based upon hours or days worked, quantity of work performed, or upon a monthly or annual salary basis, and such other records or reports with reference to personal service as may be required.
- (b) Payrolls shall be prepared by the City Treasurer upon the basis of such records or reports, and submitted by him to the respective directors or head of departments or offices for approval and certification in such form as he may prescribe.
- (c) No transfer shall be made from one appropriation item to another except by resolution or ordinance of council, and such resolution or ordinance shall in each case set forth the reasons for such request, and be accompanied by a certification from the Controller stating that there is a sufficient balance unencumbered and available in the appropriation item from which the transfer is to be made.

Section 3. No obligation shall be incurred by any department of the City Government other than for salaries or wages, or for necessary expenses of employees when engaged upon City business, except through the issue of an order, stating the service to be rendered, work performed, or supplies, materials or equipment to be furnished together with the estimated cost of the same. The Director of the Department of Supplies is hereby authorized and directed to provide upon requisition by the head of any department all necessary supplies, materials, equipment and machinery for such department; provided, however, that no requisition of any department shall be filled by the Director of the Department of Supplies in excess of the unencumbered balance of the appropriation properly chargeable, and

that no order shall be issued by the Director of the Department of Supplies, or by the head of any other department of the City government, until it has been approved by the City Controller. Payments on account of direct purchase shall be made from the amounts hereinafter appropriated therefor respectively. Purchases made by the Director of the Department of Supplies to go into stores shall be paid for from the fund provided for such purposes, and when as directed by the City Controller; said fund shall be reimbursed from other appropriations to the extent of deliveries made from stores.

Section 4. Council may, by resolution of the Finance Committee from time to time, restrict expenditures from the appropriations made hereby, both as to amounts of expenditures and the periods within which such expenditures may be made, and may also, by resolution of the Finance Committee at any time cancel in whole or in part any unencumbered balance of any said appropriations.

Section 5. For purposes of administration and accounting control, the code symbols indicated herein shall be considered as part of the appropriation titles.

Code Account Number	Class	Amount Appropriated	Total
COUNCIL AND CITY CLERK			
1001-A-1	Salaries, Regular Employees -----	\$ 83,063.00	\$ 83,063.00
CITY CLERK			
1002-A-1	Salaries, Regular Employees -----	\$ 35,266.00	
1003-B	Miscellaneous Services -----	500.00	
1004-B	Newspaper Advertising -----	13,500.00	
1005-C	Supplies -----	11,500.00	
1006-F	Equipment -----	800.00	
1007-E	Repairs -----	1,000.00	
42-M	Contingent Fund -----	200,000.00	
Total Council and City Clerk -----			\$ 262,566.00
			345,629.00
MAYOR'S OFFICE			
1016-A-1	Salaries, Regular Employees -----	\$ 51,463.00	
1017-B	Miscellaneous Services -----	5,000.00	
1018-C	Supplies -----	3,000.00	
1020-F	Equipment -----	1,200.00	
			\$ 60,663.00
POLICE MAGISTRATES			
1022-A-1	Salaries, Regular Employees -----	\$ 28,124.00	
1023-B	Miscellaneous Services -----	100.00	
1024-C	Supplies -----	150.00	
			\$ 28,374.00
MORALS COURT			
1025-A-1	Salaries, Regular Employees -----	\$ 9,364.00	
1026-B	Miscellaneous Services -----	50.00	
1027-C	Supplies -----	120.00	
			\$ 9,534.00

Code Account Number	Class	Amount Appropriated	Total
TRAFFIC COURT			
1028-A-1	Salaries, Regular Employees -----	\$ 29,326.00	
1030-B	Miscellaneous Services -----	8,200.00	
1031-C	Supplies -----	800.00	
1032-E	Repairs -----	50.00	
1033-F	Equipment -----	50.00	
			\$ 38,426.00

CIVIC UNITY COUNCIL			
1034-A-1	Salaries, Regular Employees -----	\$ 8,750.00	
1035-B	Miscellaneous Services -----	3,000.00	
1036-C	Supplies -----	250.00	
1037-F	Equipment -----	250.00	
			\$ 12,250.00

DEPARTMENT OF CITY CONTROLLER			
1046-A-1	Salaries, Regular Employees, and Wages, Tem- porary Employees -----	\$ 166,612.00	
1048-B	Miscellaneous Services -----	2,250.00	
1049-C	Supplies -----	9,135.00	
1049-1	Materials -----	2,390.00	
1050-E	Repairs -----	1,000.00	
1051-F	Equipment -----	3,000.00	
1052-B	Inspection -----	2,000.00	
			\$ 186,387.00

SINKING FUND COMMISSION			
1058	Sinking Fund Commission -----	\$ 2,000.00	
			\$ 2,000.00

DEPARTMENT OF CITY TREASURER			
1060-A-1	Salaries, Regular Employees -----	\$ 268,868.00	
1061-A-2	Salaries, Temporary Employees -----	168,319.00	
1063-B	Miscellaneous Services -----	49,988.00	
1063-1	Personal Property Assessment Expenses -----	8,000.00	
1064-C	Supplies -----	54,744.00	
1064-1-D	Materials -----	5,515.00	
1065-E	Repairs -----	2,225.00	
1066-F	Equipment -----	13,788.00	
			\$ 571,427.00

DEPARTMENT OF COLLECTOR OF DELINQUENT TAXES			
1067-A-1	Salaries, Regular Employees -----	\$ 46,431.00	
1068-A-2	Salaries, Temporary Employees -----	26,064.00	
1069-B	Miscellaneous Services -----	1,215.00	
1071-C	Supplies -----	642.00	
1072-E	Repairs -----	75.00	
1073-F	Equipment -----	877.00	
			\$ 75,304.00

DEPARTMENT OF LAW			
1074-A-1	Salaries, Regular Employees -----	\$ 180,709.00	

Code Account Number	Class	Amount Appropriated	Total
1075-B	Miscellaneous Services -----	10,340.00	
1076-B	Witness Fees -----	9,500.00	
1078-C	Supplies -----	2,546.00	
1079-F	Equipment -----	1,735.00	
1080-M	Preparing and Prosecuting Litigation Against Public Service Companies -----	6,650.00	
1081-M	Petty Claims -----	5,000.00	
1087	Collection of Delinquent City and School Tax Liens -----	138,900.00	
			\$ 355,380.00
CIVIL SERVICE COMMISSION			
1099-A-1	Salaries, Regular Employees -----	\$ 48,230.00	
1100-B	Miscellaneous Services -----	1,546.00	
1101-C	Supplies -----	2,216.00	
1101-I-F	Equipment -----	2,790.00	
			\$ 54,782.00
DEPARTMENT OF CITY PLANNING			
1102-A-1	Salaries, Regular Employees -----	\$ 88,952.00	
1103-B	Miscellaneous Services -----	351.00	
1104-C	Supplies -----	1,784.00	
1105-E	Repairs -----	250.00	
1106-F	Equipment -----	272.00	
			\$ 91,609.00
BOARD OF ADJUSTMENT			
1117-A-1	Salaries, Regular Employees -----	\$ 22,812.00	
1118-C	Supplies -----	130.00	
1119-E	Repairs -----	15.00	
1120-F	Equipment -----	20.00	
1120-1	Bus and Street Car Transportation -----	500.00	
			\$ 23,477.00
ART COMMISSION			
1121	Salaries, Regular Employees -----	\$ 2,293.00	
			\$ 2,293.00
DEPARTMENT OF SUPPLIES			
1126-A-1	Salaries, Regular Employees -----	\$ 57,706.00	
1128-B	Miscellaneous Services -----	2,455.00	
1129-C	Supplies -----	2,279.00	
1130	Materials -----	40.00	
1131-E	Repairs -----	190.00	
1132-F	Equipment -----	471.00	
			\$ 63,141.00
BOARD OF WATER ASSESSORS			
1140-A-1	Salaries, Regular Employees -----	\$ 128,516.00	
1140-1	Salaries, Temporary Employees -----	11,790.00	
1141-B	Miscellaneous Services -----	1,420.00	
1141-1	Water Rents -----	500,000.00	

Code Account Number	Class	Amount Appropriated	Total
1141-2	Water Rent Deficit (1947) -----	75,663.00	
1143-C	Supplies -----	1,207.00	
1145-E	Repairs -----	50.00	
1146-F	Equipment -----	929.00	
			\$ 719,575.00

CARNEGIE FREE LIBRARY, NORTH SIDE

1147-A-1	Salaries, Regular Employees -----	\$ 61,984.00	
1149-B	Miscellaneous Services -----	1,400.00	
1150-C	Supplies -----	1,200.00	
1152-E	Repairs -----	2,000.00	
1153-F	Equipment -----	11,000.00	
1153-1	Periodical Equipment -----	2,400.00	
			\$ 79,984.00

WOODS RUN BRANCH

1154-A-1	Salaries, Regular Employees -----	\$ 6,458.00	
1156	Miscellaneous Services -----	75.00	
1157-C	Supplies -----	150.00	
1158-F	Equipment -----	2,000.00	
			\$ 8,683.00
Total, Carnegie Free Library, North Side -----			\$ 88,667.00

DEPARTMENT OF PUBLIC HEALTH

General Office

1201-A-1	Salaries, Regular Employees -----	\$ 42,540.00	
1202-B	Miscellaneous Services -----	500.00	
1203-C	Supplies -----	150.00	
1204-E	Repairs -----	20.00	
1205-F	Equipment -----	150.00	
			\$ 43,360.00

SYPHILIS CONTROL PROGRAM

1205-2	Salaries -----	\$ 13,403.00	
1205-E	Miscellaneous Services -----	600.00	
1205-4	Supplies -----	4,470.00	
1205-5	Equipment -----	660.00	
1205-6	Repairs -----	150.00	
			\$ 19,283.00

BUREAU OF INFECTIOUS DISEASES

1206-A-1	Salaries, Regular Employees -----	\$ 33,388.00	
1208-B	Miscellaneous Services -----	25.00	
1209-C	Supplies -----	110.00	
1210-E	Repairs -----	100.00	
1211-F	Equipment -----	500.00	
			\$ 34,123.00

DIVISION OF REGISTRATION

1212-A-1	Salaries, Regular Employees -----	\$ 5,640.00	
1214-C	Supplies -----	100.00	
1215-E	Repairs -----	25.00	
			\$ 5,765.00

Code Account Number	Class	Amount Appropriated	Total
DIVISION OF TRANSMISSIBLE DISEASES			
1216-A-1	Salaries, Regular Employees -----	\$ 55,123.00	
1218-B	Miscellaneous Services -----	1,300.00	
1218-1	Technical Services for Examining Dog Heads -----	1,200.00	
1218-2	Nursing Service for Ophthalmic Cases -----	100.00	
1219	Drugs and Drug Sundries -----	5,000.00	
1219-2	Printing and Office Supplies -----	1,000.00	
1220-D	Materials -----	10.00	
			\$ 63,733.00
DIVISION OF BACTERIOLOGY			
1221-A-1	Salaries, Regular Employees -----	\$ 28,912.00	
1223-B	Miscellaneous Services -----	100.00	
1224-C	Supplies -----	1,253.00	
1225-D	Materials -----	30.00	
1226-E	Repairs -----	400.00	
1227-F	Equipment -----	610.00	
			\$ 31,305.00
TUBERCULOSIS HOSPITAL			
1228-A-1	Salaries, Regular Employees -----	\$ 269,309.00	
1229-A-3	Wages, Regular Employees -----	30,375.00	
1230-B	Miscellaneous Services -----	4,536.00	
1230-1	Professional Services -----	7,000.00	
1230-2	Outside Maintenance -----	10,100.00	
1231-C	Supplies -----	13,300.00	
1231-1	Food -----	200,000.00	
1231-2	Coal and Gas -----	25,700.00	
1231-3	Electric Current -----	5,500.00	
1231-4	Drug Supplies -----	17,000.00	
1231-5	X-Ray Supplies -----	4,000.00	
1231-6	Cleaning Supplies -----	5,500.00	
1231-8	Streptomycin Fund—Contingent -----	72,000.00	
1232-D	Materials -----	6,000.00	
1233-E	Repairs -----	4,400.00	
1234-F	Equipment and Machinery -----	15,000.00	
			\$ 689,720.00
MUNICIPAL HOSPITAL			
1235-A-1	Salaries, Regular Employees -----	\$ 131,436.00	
1237-A-3	Wages, Regular Employees -----	52,553.00	
1238-B	Miscellaneous Services -----	4,432.00	
1238-1	Outside Maintenance -----	5,520.00	
1239-C	Supplies -----	6,500.00	
1239-1	Groceries, Meats, etc. -----	25,000.00	
1239-2	Coal, Gas, etc. -----	11,600.00	
1239-3	Drugs and Drug Sundries -----	7,000.00	
1239-4	Electric Current -----	5,000.00	
1240-D	Materials -----	1,030.00	
1241-E	Repairs -----	1,000.00	
1242-F	Equipment and Machinery -----	3,101.00	
1242-1	Elevator Maintenance Contract -----	3,600.00	
			\$ 257,772.00

Code Account Number	Class	Amount Appropriated	Total
BUREAU OF CHILD WELFARE			
1243-A-1	Salaries, Regular Employees -----	\$ 283,139.00	
1245-B	Miscellaneous Services -----	4,350.00	
1246-C	Supplies -----	4,768.00	
1246-1	Milk -----	2,000.00	
1247-E	Repairs -----	100.00	
1248-F	Equipment -----	60.00	
			\$ 294,417.00

BUREAU OF INSPECTION			
1249-A-1	Salaries, Regular Employees -----	\$ 143,790.00	
1251-B	Miscellaneous Services -----	13,500.00	
1252-C	Supplies -----	1,035.00	
1254-E	Repairs -----	75.00	
1255-F	Equipment -----	1,100.00	
			\$ 159,500.00

BUREAU OF SMOKE PREVENTION			
1257-A-1	Salaries, Regular Employees -----	\$ 67,315.00	
1258-B	Miscellaneous Services -----	1,525.00	
1259-C	Supplies, Materials, Repairs and Equipment, ---	1,500.00	
			\$ 70,340.00

DIVISION OF PLUMBING AND HOUSE DRAINAGE			
1263-A-1	Salaries, Regular Employees -----	\$ 34,594.00	
1264-A-4	Wages, Temporary Employees -----	1,000.00	
1265-B	Miscellaneous Services -----	605.00	
1266-C	Supplies -----	550.00	
1267-D	Materials -----	20.00	
1268-E	Repairs -----	10.00	
1269-F	Equipment -----	25.00	
			\$ 36,804.00

DIVISION OF HOUSE AND SANITARY INSPECTION /			
1270-A-1	Salaries, Regular Employees -----	\$ 64,646.00	
1271-B	Miscellaneous Services -----	160.00	
1272-C	Supplies -----	450.00	
1273-M	Purchase of Uniforms -----	1,050.00	
1274-F	Equipment -----	20.00	
			\$ 66,326.00
Total, Department of Public Health -----			\$ 1,772,448.00

DEPARTMENT OF LANDS AND BUILDINGS			
BUREAU OF ACCOUNTS AND ADMINISTRATION			
1360-A-1	Salaries, Regular Employees -----	\$ 48,889.00	
1361-B	Miscellaneous Services -----	40,115.00	
1361-1	Window Cleaning -----	11,500.00	
1362-C	Supplies -----	24,852.00	
1362-1	Coal, Coke, Gas and Steam -----	75,200.00	
1362-2	Electric Current -----	42,000.00	
1362-3	Christmas Display -----	500.00	
1363-D	Materials -----	47,603.00	

Code Account Number	Class	Amount Appropriated	Total
1364-E	Repairs -----	16,000.00	
1365-F	Equipment -----	5,157.00	
			\$ 311,816.00

BUREAU OF REPAIRS

1366-A-3	Wages, Regular Employees, Carpenters-----	\$ 28,340.00	
1366-1	Wages, Regular Employees, Plumbers-----	23,660.00	
1366-2	Wages, Regular Employees, Painters-----	37,700.00	
1366-3	Wages, Regular Employees, Laborers-----	4,902.00	
1366-4	Wages, Regular Employees, Electricians-----	19,760.00	
1366-5	Wages, Regular Employees, Steamfitters-----	9,360.00	
1366-6	Wages, Regular Employees, Plasterers-----	9,360.00	
1366-7	Wages, Regular Employees, Bricklayers-----	10,192.00	
1366-8	Wages, Regular Employees, Stone Mason-----	4,680.00	
1367-1	Wages, Temporary Employees, Painters-----	592.00	
1367-3	Wages, Temporary Employees, Plumbers-----	2,826.00	
1367-4	Wages, Temp. Employees, Composition Roofers	288.00	
1367-5	Wages, Temp. Employees, Sheet Metal Workers	324.00	
1367-6	Wages, Temporary Employees, Lathers-----	126.00	
1367-7	Wages, Temporary Employees, Electricians-----	1,125.00	
1367-8	Wages, Temporary Employees, Steamfitter-----	558.00	
1367-10	Wages, Temporary Employees, Marble Setter----	216.00	
1367-11	Wages, Temporary Employees, Skilled Laborers--	11,376.00	
1367-12	Wages, Temp. Employees, Slaters and Tinn--	8,320.00	
			\$ 173,705.00

BUREAU OF OPERATING MAINTENANCE

1368-A-1	Salaries, Regular Employees -----	\$ 274,164.00	
1370-A-3	Wages, Regular Employees -----	160,551.00	
			\$ 434,715.00
	Total Department of Lands and Buildings-----		\$ 920,236.00

DEPARTMENT OF PUBLIC SAFETY

General Office

1401-A-1	Salaries, Regular Employees -----	\$ 31,999.00	
1403-B	Miscellaneous Services -----	600.00	
1404-C	Supplies -----	1,050.00	
1405-E	Repairs -----	25.00	
1406-F	Equipment -----	700.00	
1406-1	Band Equipment -----	1,500.00	
			\$ 35,874.00

FRIENDLY SERVICE BUREAU

1407-A-1	Salaries, Regular Employees -----	\$ 10,188.00	
1408-B	Miscellaneous Services -----	280.00	
1409-C	Supplies -----	100.00	
			\$ 10,568.00

BUREAU OF CITY STABLES

1411-A-1	Salaries, Regular Employees -----	\$ 3,027.00	
1412-A-3	Wages, Regular Employees -----	19,530.00	
1413-B	Miscellaneous Services -----	3,550.00	

Code Account Number	Class	Amount Appropriated	Total
1414-C	Supplies -----	10,300.00	
1415-D	Materials -----	150.00	
1416-E	Repairs -----	1,600.00	
1417-F	Equipment -----	1,500.00	
			\$ 39,657.00

MEDICAL DIVISION

1418-A-1	Salaries, Regular Employees -----	\$ 7,964.00	
1419-B	Miscellaneous Services -----	50.00	
1420-C	Supplies -----	2,350.00	
1421-E	Repairs -----	150.00	
1422-F	Equipment -----	1,000.00	
			\$ 11,514.00

DIVISION OF ACCOUNTS AND PERMITS

1432-A-1	Salaries, Regular Employees -----	\$ 11,539.00	
			\$ 11,539.00
	Total, General Office -----		\$ 109,152.00

BUREAU OF POLICE

1443-A-1	Salaries, Regular Employees -----	\$ 3,592,437.00	
1443-1	Overtime for Traffic Policemen -----	2,000.00	
1444-A-1	School Traffic Control Program—Wages -----	97,200.00	
1445-C	Supplies and Equipment—School Guards -----	11,000.00	
1446	Investigations -----	1,000.00	
1447-B	Miscellaneous Services -----	8,000.00	
1448-B	Carfare -----	5,000.00	
1449-C	Supplies -----	5,000.00	
1450-D	Materials -----	486.00	
1451-E	Repairs -----	900.00	
1452-F	Equipment and Machinery -----	10,500.00	
1452-1	Radio Improvement -----	5,000.00	
1452-6	Photographic Equipment -----	735.00	
1455-6	Refunds for Uniforms -----	250.00	
1456-B	Miscellaneous Services—Dog Pound -----	40,000.00	
1457	Purchase of Uniforms -----	54,800.00	
			\$ 3,832,308.00

DIVISION OF TOWING AND IMPOUNDING

1458-A-1	Salaries, Regular Employees -----	\$ 34,238.00	
1459-C	Supplies -----	200.00	
			\$ 34,438.00

BUREAU OF FIRE

1461-A-1	Salaries, Regular Employees -----	\$ 3,006,605.00	
1463-B	Miscellaneous Services -----	1,000.00	
1464-C	Supplies -----	6,500.00	
1465-D	Materials -----	800.00	
1466-E	Repairs -----	1,000.00	
1467	Marine Fire Boat -----	2,000.00	
1468	Equipment -----	25,000.00	
1469-F	Fire Hose -----	5,500.00	
1470-1	Purchase of Uniforms -----	46,100.00	
			\$ 3,094,505.00

Code Account Number	Class	Amount Appropriated	Total
BUREAU OF ELECTRICITY			
1471-A-1	Salaries, Regular Employees -----	\$ 207,096.00	
1471-1-A-1	Wages, Temporary Employees -----	4,160.00	
1472-B	Miscellaneous Services -----	72,752.00	
1473-B	Deficit—Telephone Service—1947 -----	1,100.00	
1474-C	Supplies -----	2,150.00	
1475-D	Materials -----	4,500.00	
1477-F	Equipment and Machinery -----	2,400.00	
1479	Miscellaneous Conduit Construction -----	1,000.00	
1480-G	Cable Installation -----	5,470.00	
			\$ 300,628.00*

BUREAU OF BUILDING INSPECTION			
1481-A-1	Salaries, Regular Employees -----	\$ 164,958.00	
1481-1	Wages, Regular Employees -----	7,002.00	
1483-B	Miscellaneous Services -----	3,650.00	
1484-C	Supplies -----	1,400.00	
1486-E	Repairs -----	50.00	
1487-F	Equipment -----	1,850.00	
			\$ 178,910.00

BUREAU OF TRAFFIC PLANNING			
1488-A-1	Salaries, Regular Employees -----	\$ 136,070.00	
1489-A-4	Wages, Temporary Employees -----	35,673.00	
1490-B	Miscellaneous Services -----	14,000.00	
1491	Boy Scout Traffic Count -----	1,000.00	
1492	Tabulation Fund -----	1,000.00	
1493-C	Supplies -----	34,000.00	
1494-D	Materials -----	21,590.00	
1495-E	Repairs -----	750.00	
1496-F	Equipment -----	15,000.00	
1497	Adult Traffic Education -----	11,500.00	
1499-G	Child Safety Activities -----	7,000.00	
			\$ 277,583.00
Total, Department of Public Safety-----			\$ 7,827,524.00

DEPARTMENT OF PUBLIC WORKS			
1500-A-1	Salaries, Regular Employees Director's Office---	\$ 45,919.00	
1502-B	Miscellaneous Services -----	500.00	
1503-C	Supplies -----	300.00	
1504-E	Repairs -----	25.00	
1505	Equipment -----	300.00	
			\$ 47,044.00

BUREAU OF AUTOMOTIVE EQUIPMENT			
1511-A-1	Salaries, Regular Employees -----	\$ 52,504.00	
1512-A-2	Wages, Regular Employees -----	205,130.00	
1513-B	Miscellaneous Services -----	1,100.00	
1514-C	Supplies -----	3,480.00	
1514-1	Gasoline -----	133,500.00	
1514-2	Oils and Grease -----	11,350.00	
1514-3	Electric Current -----	1,800.00	
1514-4	Natural Gas -----	5,600.00	

Code Account Number	Class	Amount Appropriated	Total
1515-D	Materials -----	2,500.00	
1515-1	Automotive Parts -----	75,000.00	
1515-2	Tires, Tubes and Chains -----	27,250.00	
1516	Repairs -----	22,000.00	
1516-1	Tire Recapping -----	5,000.00	
1517	Equipment -----	5,100.00	
			\$ 551,314.00

DIVISION OF ACCOUNTING

1518-A-1	Salaries, Regular Employees -----	\$ 26,269.00	
1519-B	Miscellaneous Services -----	125.00	
1519-1	Advertising for Bids on Contracts -----	1,600.00	
1520-C	Supplies -----	400.00	
1521-E	Repairs -----	50.00	
1522-F	Equipment -----	170.00	
			\$ 28,614.00

DIVISION OF PHOTOGRAPHY

1523	Salaries, Regular Employees -----	\$ 11,242.00	
1524	Miscellaneous Services -----	25.00	
1525	Supplies -----	1,000.00	
1526	Materials -----	35.00	
1527	Repairs -----	25.00	
1528	Equipment -----	100.00	
			\$ 12,427.00

BUREAU OF ENGINEERING

General Office

1529-A-1	Salaries, Regular Employees -----	\$ 49,992.00	
1530-B	Miscellaneous Services -----	3,000.00	
1531-C	Supplies -----	1,000.00	
1531-1	Blue Printing -----	1,000.00	
1532-D	Materials -----	25.00	
1533-E	Repairs -----	1,000.00	
1534-F	Equipment -----	600.00	
1536-D	Castings -----	500.00	
1540-E	Repair Schedule, Sewers -----	10,000.00	
1541	Contract Schedule—Division of Bridges and Structures -----	50,000.00	
1542	Concrete Sidewalks -----	10,000.00	
			\$ 127,117.00

DIVISION OF SURVEYS AND DESIGN

1545	Salaries, Regular Employees -----	\$ 47,834.00	
			\$ 47,834.00

DIVISION OF STREETS AND SEWERS

1546	Salaries, Regular Employees -----	\$ 67,019.00	
			\$ 67,019.00

DIVISION OF BRIDGES

1547	Salaries, Regular Employees -----	\$ 22,494.00	
			\$ 22,494.00

Code Account Number	Class	Amount Appropriated	Total
DIVISION OF MAINTENANCE, BRIDGES AND STRUCTURES			
Bridge Repairs			
1573	Wages, Regular Employees -----	\$ 68,759.00	
1574-A-2	Salaries, Temporary Employees -----	3,141.00	
1575-B	Miscellaneous Services -----	260.00	
1576-C	Supplies -----	1,100.00	
1577-D	Materials -----	17,800.00	
1578-E	Repairs -----	350.00	
1579-F	Equipment -----	500.00	
			\$ 91,910.00
BRIDGE REPAINTING			
1580-A-3	Wages, Regular Employees -----	\$ 28,956.00	
1581-B	Miscellaneous Services -----	200.00	
1582-C	Supplies -----	650.00	
1583-D	Materials -----	5,400.00	
1584-F	Equipment -----	800.00	
			\$ 36,006.00
PUBLIC UTILITIES			
1597-A-1	Salaries, Regular Employees -----	\$ 28,748.00	
1597-2	Street Lighting -----	725,000.00	
			\$ 753,748.00
	Total, Bureau of Engineering -----		\$ 1,146,128.00
BUREAU OF HIGHWAYS AND SEWERS			
General Office			
1603-A-1	Salaries, Regular Employees -----	\$ 72,817.00	
1603-1	Wages, Regular Employees -----	4,680.00	
1604-B	Miscellaneous Services -----	150.00	
1605-C	Supplies -----	600.00	
1606-E	Repairs -----	50.00	
1607-F	Equipment -----	200.00	
			\$ 78,497.00
DIVISION OFFICES			
1608-A-1	Salaries, Regular Employees -----	\$ 47,964.00	
1609-A-3	Wages, Regular Employees -----	84,868.00	
1610-B	Miscellaneous Services -----	2,150.00	
1611-C	Supplies -----	1,450.00	
			\$ 136,432.00
STABLES AND YARDS			
1613-A-3	Wages, Regular Employees -----	\$ 45,728.00	
1614-B	Miscellaneous Services -----	14,500.00	
1615-C	Supplies -----	5,000.00	
1616-D	Materials -----	350.00	
1617-E	Repairs -----	200.00	
1618-F	Equipment -----	500.00	
			\$ 66,278.00

Code Account Number	Class	Amount Appropriated	Total
CLEANING HIGHWAYS			
1320-A-2	Salaries, Temporary Employees -----	\$ 56,559.00	
1625-B	Miscellaneous Services -----	500.00	
1626	Supplies -----	500.00	
1626-1	Brooms and Broom Accessories -----	3,600.00	
1629-F	Equipment -----	5,000.00	
1629-1	Snow Removal -----	40,000.00	
			\$ 106,159.00
REPAIRING HIGHWAYS			
1634	Wages, Temporary Employees -----	\$ 10,464.00	
1635-D	Materials -----	3,500.00	
1635-1	Equipment -----	500.00	
1635-3	Dust Laying Material -----	20,000.00	
			\$ 34,464.00
CLEANING AND REPAIRING SEWERS AND SEWER DROPS			
1636-A-4	Wages, Temporary Employees, Jan. to March -----	\$ 1,235.00	
1637-A-4	Wages, Temporary Employees, April to June -----	1,235.00	
1638-A-4	Wages, Temporary Employees, July to Sept. -----	1,235.00	
1639-A-4	Wages, Temporary Employees, Oct. to Dec. -----	1,196.00	
1640-C	Supplies -----	750.00	
1641-D	Materials -----	4,000.00	
1641-1	Equipment -----	2,000.00	
			\$ 11,651.00
BUREAU TRACTOR OPERATORS			
1642	Wages, Temp. Employees, Jan. to March -----	\$ 16,992.00	
1643	Wages, Temp. Employees, April to June -----	16,992.00	
1644	Wages, Temp. Employees, July to Sept. -----	16,992.00	
1645	Wages, Temp. Employees, Oct. to Dec. -----	16,992.00	
			\$ 67,968.00
BOARDWALKS AND STEPS			
1647-D	Materials -----	\$ 26,000.00	
1648-F	Equipment -----	250.00	
1649	Cinder, Slag and Freight Fund -----	4,000.00	
			\$ 30,250.00
WAGES--LABORERS			
1650	Wages, Temp. Employees, Jan. to March -----	\$ 198,749.00	
1650-1	Wages, Temp. Employees, April to June -----	116,759.00	
1650-2	Wages, Temp. Employees, July to Sept. -----	116,759.00	
1650-3	Wages, Temp. Employees, Oct. to Dec. -----	119,971.00	
1651	Wages, Temp. Employees, Sewer Labor -----	19,596.00	
			\$ 571,834.00
TRUCK DRIVERS			
1652	Salaries, Temporary Employees -----	\$ 160,191.00	
1653	Salaries, Temporary Employees -----	9,849.00	
1654	Salaries, Temporary Employees -----	13,132.00	
1654-1	Salaries, Temporary Employees -----	49,245.00	
			\$ 232,417.00

Code Account Number	Class	Amount Appropriated	Total
ASPHALT PLANT			
1655-1	Salaries, Regular Employees -----	\$ 23,120.00	
1655-2	Wages, Temporary Employees -----	48,295.00	
1655-3	Miscellaneous Services -----	1,100.00	
1655-4	Supplies -----	15,500.00	
1655-5	Materials -----	32,500.00	
1655-6	Repairs -----	4,300.00	
1655-7	Equipment -----	2,200.00	
			\$ 127,015.00
	Total, Bureau of Highways and Sewers -----		\$ 1,462,965.00
BUREAU OF REFUSE			
1670	Salaries, Regular Employees -----	\$ 27,691.00	
1671	Miscellaneous Services -----	900.00	
1672	Supplies -----	200.00	
1673	Repairs -----	50.00	
1674	Equipment -----	800.00	
			\$ 29,641.00
DIVISION OF COLLECTION AND FINAL DISPOSITION			
1675	Salaries, Regular Employees -----	\$ 52,192.00	
1676	Wages, Regular Employees, Jan. to March -----	317,666.00	
1676-1	Wages, Regular Employees, April to June -----	363,141.00	
1676-2	Wages, Regular Employees, July to Sept. -----	363,141.00	
1676-3	Wages, Regular Employees, Oct. to Dec. -----	317,666.00	
1676-4	Wages, Vacation -----	45,232.00	
1677	Disposal of Ash -----	48,750.00	
1678	Supplies -----	10,691.00	
1679	Materials -----	260.00	
1680	Repairs -----	100.00	
1681	Equipment -----	100.00	
			\$ 1,518,939.00
DIVISION OF INCINERATION			
1685	Salaries, Regular Employees -----	\$ 25,596.00	
1686	Wages, Regular Employees -----	296,841.00	
1686-1	Wages, Vacations -----	10,782.00	
1687	Miscellaneous Services -----	750.00	
1688	Supplies -----	2,004.00	
1688-1	Gas and Coal -----	4,680.00	
1688-2	Electric Current -----	10,000.00	
1689	Materials -----	19,439.00	
1690	Repairs -----	5,800.00	
1691	Equipment -----	1,250.00	
1691-1	Materials and Equipment for Cranes -----	3,000.00	
1691-2	Materials and Equipment for Mech. Screens -----	500.00	
			\$ 380,642.00
REFUSE CONTRACT ACCOUNT			
1699	Garbage and Rubbish Collection, North Side ---	\$ 280,810.00	
			\$ 280,810.00
	Total, Bureau of Refuse -----		\$ 2,210,032.00

Code
Account
Number

Class

Amount
Appropriated Total

BUREAU OF WATER

General Office

1736-A-1	Salaries, Regular Employees -----	\$ 22,578.00	
1737-B	Miscellaneous Services -----	50.00	
1738-C	Supplies -----	118.00	
1739-E	Repairs -----	15.00	
1740-F	Equipment -----	15.00	
			\$ 22,776.00

FILTRATION DIVISION

1741-A-1	Salaries, Regular Employees -----	\$ 83,171.00	
1742-A-2	Wages, Regular Employees -----	9,560.00	
1743-A-3	Wages, Regular Laborers, Jan. to March -----	66,300.00	
1744-A-3	Wages, Regular Laborers, April to June -----	66,300.00	
1745-A-3	Wages, Regular Laborers, July to Sept. -----	66,300.00	
1746-A-3	Wages, Regular Laborers, Oct. to Dec. -----	66,300.00	
1747-A-4	Wages, Temporary Laborers, Jan to March -----	6,630.00	
1748-A-4	Wages, Temporary Laborers, Oct. to Dec. -----	6,630.00	
1749	Miscellaneous Services -----	145.00	
1750-C	Chemicals, Soda Ash, Chlorine, etc. -----	9,000.00	
1751-C	Supplies -----	4,168.00	
1752-D	Materials -----	10,957.00	
1752-1	Filter Sand -----	25,000.00	
1753-E	Repairs -----	685.00	
1754-F	Equipment -----	7,576.00	
			\$ 428,722.00

MECHANICAL DIVISION

1755-A-1	Salaries, Regular Employees -----	\$ 68,829.00	
1758-A-3	Wages, Regular Employees -----	246,610.00	
1757-A-3	Wages, Regular Laborers, Jan. to March -----	19,027.00	
1758-A-3	Wages, Regular Laborers, April to June -----	19,027.00	
1759-A-3	Wages, Regular Laborers, July to Sept. -----	19,027.00	
1760-A-3	Wages, Regular Laborers, Oct. to Dec. -----	19,027.00	
1761-A-4	Wages, Temporary Employees -----	59,550.00	
1762-A-4	Wages, Temporary Laborers, Jan. to March -----	5,716.00	
1763-A-4	Wages, Temporary Laborers, April to June -----	5,716.00	
1764-A-4	Wages, Temporary Laborers, July to Sept. -----	5,716.00	
1765-A-4	Wages, Temporary Laborers, Oct. to Dec. -----	5,716.00	
1767-B	Miscellaneous Services -----	350.00	
1768-C	Fuel, Coal -----	253,800.00	
1769-C	Gas, Natural -----	900.00	
1770-C	Electric Current -----	263,540.00	
1771-C	Supplies -----	8,935.00	
1772-D	Materials -----	28,600.00	
1773-E	Repairs -----	32,000.00	
1774-F	Equipment -----	4,553.00	
			\$ 1,066,639.00

DISTRIBUTION DIVISION

1775-A-1	Salaries, Regular Employees -----	\$ 350,763.00
1777-A-4	Wages, Temporary Employees -----	66,427.00

Code Account Number	Class	Amount Appropriated	Total
1778-A-4	Wages, Temp. Laborers, Jan. to March -----	16,945.00	
1779-A-4	Wages, Temp. Laborers, April to June -----	17,704.00	
1780-A-4	Wages, Temp. Laborers, July to Sept. -----	19,638.00	
1781-A-4	Wages, Temp. Laborers, Oct. to Dec. -----	18,832.00	
1783-B	Miscellaneous Services -----	66,861.00	
1784-C	Supplies -----	8,701.00	
1785-D	Materials -----	15,000.00	
1786-E	Repairs -----	4,750.00	
1788-F	Equipment and Machinery -----	3,409.00	
1789-D	Meter Repair Parts -----	20,000.00	
1790	New Meters -----	10,000.00	
			\$ 619,003.00
	Total, Bureau of Water -----		\$ 2,137,140.00

BUREAU OF TESTS

1792-A-1	Salaries, Regular Employees -----	\$ 60,769.00	
1793-B	Miscellaneous Services -----	655.00	
1794-C	Supplies -----	2,654.00	
1795-D	Materials -----	637.00	
1796-E	Repairs -----	875.00	
1797-F	Equipment and Machinery -----	1,859.00	
			\$ 67,449.00
	Total, Department of Public Works -----		\$ 7,663,104.00

DEPARTMENT OF PARKS AND RECREATION

BUREAU OF ADMINISTRATION

General Office

1800	Salaries, Regular Employees -----	\$ 30,136.00	
1801	Miscellaneous Services -----	26,048.00	
1802	Supplies -----	35,903.00	
1803	Gas and Electric -----	56,652.00	
1804	Steam -----	16,000.00	
1805	Purchase of Uniforms -----	1,250.00	
1806	Materials -----	23,446.00	
1807	Repairs -----	13,539.00	
1808	Equipment -----	10,678.00	
1808-1	Street Shower Equipment -----	1,000.00	
			\$ 214,652.00

DIVISION OF PARK GUARDS

1809	Salaries, Park Guards -----	\$ 71,792.00	
			\$ 71,792.00

DIVISION OF CONSERVATORIES AND GARDENS

1810	Salaries, Regular Employees -----	\$ 32,452.00	
1811	Wages, Temporary Employees -----	60,439.00	
			\$ 92,891.00

DIVISION OF HIGHLAND PARK ZOO

1812	Salaries, Regular Employees -----	\$ 27,710.00	
1813	Wages, Temporary Employees -----	32,096.00	
1814	Provisions for Animals -----	32,338.00	
			\$ 92,144.00

Code Account Number	Class	Amount Appropriated	Total
WEED CONTROL PROGRAM			
1815	Weed Control -----	\$ 15,000.00	
	Total, Bureau of Administration -----		\$ 15,000.00
			\$ 486,479.00
BUREAU OF GROUNDS AND BUILDINGS			
CENTRAL DIVISION			
1816	Salaries, Regular Employees -----	\$ 80,918.00	
1817	Wages, Temporary Employees -----	123,259.00	
			\$ 184,177.00
SOUTH SIDE DIVISION			
1818	Salaries, Regular Employees -----	\$ 50,176.00	
1819	Wages, Temporary Employees -----	81,782.00	
			\$ 131,958.00
EAST END DIVISION			
1820	Salaries, Regular Employees -----	\$ 21,082.00	
1821	Wages, Temporary Employees -----	75,401.00	
			\$ 96,483.00
NORTH SIDE DIVISION			
1822	Salaries, Regular Employees -----	\$ 31,570.00	
1823	Wages, Temporary Employees -----	76,513.00	
			\$ 108,083.00
CONSTRUCTION AND REPAIRS DIVISION			
1824	Salaries, Regular Employees -----	\$ 22,186.00	
1825	Wages, Temporary Employees -----	61,231.00	
			\$ 83,417.00
FORESTRY DIVISION			
1826	Salaries, Regular Employees -----	\$ 13,115.00	
1827	Wages, Temporary Employees -----	40,301.00	
			\$ 53,416.00
	Total, Division of Grounds and Buildings -----		\$ 657,534.00
BUREAU OF RECREATIONAL ACTIVITIES			
1828	Salaries, Regular Employees -----	\$ 166,389.00	
1829	Salaries, Temporary Employees -----	2,860.00	
1830	Wages, Temporary Employees -----	92,234.00	
1831	Summer Entertainment -----	20,000.00	
			\$ 281,483.00
	Total, Department of Parks and Recreation -----		\$ 1,425,496.00
DEBT AND IMPROVEMENT FUND			
1	Interest on Loans -----	\$ 1,199,118.00	
2	Sinking Funds -----	4,587,609.00	
4	Improvement and Equipment Fund -----	248,273.00	
			\$ 6,035,000.00
5	Loan to Pittsburgh Parking Authority -----	\$ 75,000.00	
			\$ 75,000.00

Code Account Number	Class	Amount Appropriated	Total
JUDGMENTS			
46	Judgments -----	\$ 100,000.00	
47	Interest on Judgments -----	5,000.00	
			\$ 105,000.00
REFUNDS AND CONTINGENT FUNDS			
41	Refunds, Taxes and Water Rents -----	\$ 200,000.00	
43	Finance Funds -----	2,000.00	
43-1	Refunds, Fines, etc. -----	1,500.00	
			\$ 203,500.00
51	Departmental Postage -----	\$ 75,000.00	
			\$ 75,000.00
CARNEGIE LIBRARY OF PITTSBURGH			
59	Salaries -----	\$ 476,301.00	
60	Miscellaneous Services -----	11,705.00	
61	Supplies and Materials -----	10,900.00	
62	Equipment, Books and Periodicals -----	105,000.00	
			\$ 603,906.00
BUILDINGS AND GROUNDS			
63	Salaries -----	\$ 152,897.00	
64	Miscellaneous Services -----	8,320.00	
65	Supplies -----	43,771.00	
65-1	Materials -----	4,340.00	
66	Equipment -----	2,700.00	
			\$ 212,028.00
	Total, Carnegie Library of Pittsburgh -----		\$ 815,934.00
PENSIONS AND WORKMEN'S COMPENSATION			
44	Workmen's Compensation -----	\$ 125,000.00	
55	Police Pension Fund -----	294,931.00	
56	Firemen's Relief -----	240,863.00	
58	Municipal Pension -----	373,000.00	
			\$ 1,033,799.00
GRANTS AND DONATIONS			
42-6	Point Park Commission -----	\$ 1,000.00	
81	Pennsylvania Association for Blind -----	30,000.00	
82	Soho Public Baths -----	32,000.00	
83	Lawrenceville Neighborhood House -----	20,000.00	
95	Woods Run Settlement -----	2,000.00	
96	Western Pennsylvania Historical Society -----	1,000.00	
			\$ 86,000.00
CELEBRATIONS			
97	Celebrations -----	\$ 25,000.00	
			\$ 25,000.00
	GRAND TOTAL -----		\$31,323,770.00

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 24, 1947.

Approved December 27, 1947.

Ordinance Book 55, Page 175.

No. 562

AN ORDINANCE—Fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof.

Section 2.

COUNCIL

Nine Councilmen	\$ 8,000.00 each per annum
Budget Controller	6,090.00 per annum
Stenographer-Clerk	2,426.00 per annum
Utilities Consultant (part time)	2,547.00 per annum

Section 3.

CITY CLERK'S OFFICE

City Clerk	\$ 6,090.00 per annum
Assistant City Clerk	4,832.00 per annum
Recording Clerk	3,954.00 per annum
Stenographer—Transportation Clerk	3,352.00 per annum
Clerk	3,095.00 per annum
Stenographer—Clerk	3,352.00 per annum
Stenographer—Clerk	3,095.00 per annum
Chauffer—Clerk	2,911.00 per annum
Telephone Operator—Typist	2,426.00 per annum
Janitor	2,159.00 per annum

Section 4.

MAYOR'S OFFICE

Mayor	\$15,000.00 per annum
Executive Secretary	7,300.00 per annum
Secretary	5,650.00 per annum
Assistant Secretary	3,352.00 per annum
Assistant Secretary	2,961.00 per annum
Secretary of Public Relations	4,473.00 per annum
Stenographer	2,799.00 per annum
Chauffer—Clerk	2,911.00 per annum
Stenographer—Clerk	2,561.00 per annum
Information Clerk	2,159.00 per annum
Stenographer File Clerk	2,297.00 per annum
Five Police Magistrates	4,935.00 each per annum
Clerk	3,449.00 per annum
Chief Clerk—Morals Court	3,449.00 per annum
Magistrate's Clerk—Morals Court	2,321.00 per annum
Stenographer—Clerk—Morals Court	2,466.00 per annum
Chief Clerk—Traffic Court	3,095.00 per annum
Supervisor of Fines and Penalties—Traffic Court	2,828.00 per annum
Assistant Chief Clerk—Traffic Court	2,587.00 per annum
Cashier Clerk—Traffic Court	2,587.00 per annum
Four Clerks—Traffic Court	2,386.00 each per annum
Three Typists—Traffic Court	2,046.00 each per annum
Assistant Cashier Clerk	2,547.00 per annum

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That from and after the first day of January, 1948, the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof, shall be and the same are hereby fixed and established as herein set forth.

Section 5.

CIVIC UNITY COUNCIL

Director	\$ 6,650.00 per annum
Stenographer—Secretary	2,100.00 per annum

Section 6.

DEPARTMENT OF CITY CONTROLLER

City Controller	\$ 5,000.00 per annum
Deputy City Controller	7,245.00 per annum
Chief Accountant	5,086.00 per annum
Solicitor	4,473.00 per annum
Secretary	3,570.00 per annum
Senior Traveling Auditor	3,711.00 per annum
Eight Junior Traveling Auditors	2,980.00 each per annum
Inspector Engineer	4,935.00 per annum
Two Field Inspectors	3,919.00 each per annum
Three Field Inspectors	3,206.00 each per annum
Auditor of Claims	5,166.00 per annum
Accountant	3,570.00 per annum
Accountant	3,919.00 per annum
Warrant Clerk	2,980.00 per annum
Control Clerk	2,980.00 per annum
Two Auditors	2,980.00 each per annum
Assistant Auditor	2,331.00 per annum
Assembly Clerk	2,445.00 per annum
Check Writing Machine Operator	2,331.00 per annum
Two Bookkeeping Machine Operators	2,331.00 each per annum
Chief Bookkeeper	3,570.00 per annum
Office Manager	4,275.00 per annum
Supervisor Clerk	2,828.00 per annum
Clerk	2,828.00 per annum
Utility Clerks, as needed	224.00 each per month
Utility Clerks, as needed	223.00 each per month
Utility Clerks, as needed	212.00 each per month
Utility Clerks, as needed	204.00 each per month
Utility Clerks, as needed	194.00 each per month
Utility Clerks, as needed	188.00 each per month
Utility Clerks, as needed	186.00 each per month
Utility Clerks, as needed	176.00 each per month
Utility Clerks, as needed	168.00 each per month
Utility Clerks, as needed	155.00 each per month

Section 7.

CITY TREASURER

City Treasurer and Collector of Delinquent Taxes	\$ 8,000.00 per annum
Assistant to Treasurer	3,352.00 per annum
Chief Clerk	4,508.00 per annum
Cashier	4,265.00 per annum
Floorman	3,919.00 per annum
Assistant Cashier	3,449.00 per annum
Assistant Cashier	3,027.00 per annum
Assistant Cashier	2,734.00 per annum
Bond Clerk	3,095.00 per annum
Window Clerk	3,095.00 per annum
Treasurer's Supervisor	4,550.00 per annum
Window Clerk	3,027.00 per annum

Three Window Clerks -----	2,800.00 per annum
Bookkeeper -----	2,734.00 per annum
Four Towing and Impounding Clerks -----	2,561.00 each per annum
Two Clerks -----	2,386.00 each per annum
Secretary -----	2,386.00 per annum
Bookkeeper -----	2,358.00 per annum
Five Record Clerks -----	2,159.00 each per annum
Stenographer—Clerk -----	3,449.00 per annum
Two Stenographers -----	2,358.00 each per annum
Messenger -----	2,212.00 per annum
Field Collector -----	2,212.00 per annum
Dog License Collector -----	3,352.00 per annum
Paymaster -----	3,641.00 per annum
Assistant Paymaster -----	2,799.00 per annum
Payroll Clerk -----	2,386.00 per annum
Two Investigators -----	2,799.00 each per annum
Machine Supervisor -----	3,450.00 per annum
Assembly Clerk -----	2,445.00 per annum
Supervisor of Receipts -----	3,919.00 per annum
Supervisor of Internal Proof -----	3,352.00 per annum
12 Billing Machine Operators -----	2,216.00 each per annum
7 Individual Bookkeepers -----	2,112.00 each per annum
12 Utility Clerks -----	2,112.00 each per annum
Supervisor Clerk -----	3,570.00 per annum
Adjuster of Taxes and Accounts -----	3,206.00 per annum
Clerk -----	2,331.00 per annum
Addressograph Operator -----	2,216.00 per annum
Addressograph Operator and Typist -----	2,331.00 per annum
Supervisor of Payrolls -----	4,265.00 per annum
Clerk—Payrolls -----	2,674.00 per annum
Clerk—Payrolls -----	2,521.00 per annum
Clerk—Payrolls -----	2,331.00 per annum
Two Auditors—Payrolls -----	2,331.00 each per annum
Auditor—Investigator -----	4,000.00 per annum
Assistant Machine Supervisor -----	3,200.00 per annum
Six Auditor Investigators -----	3,000.00 each per annum
Cashier -----	3,000.00 per annum
Three Cashiers -----	2,800.00 each per annum
Senior Machine Operator -----	3,200.00 per annum
Utility Clerks, as needed -----	224.00 each per month
Utility Clerks, as needed -----	223.00 each per month
Utility Clerks, as needed -----	212.00 each per month
Utility Clerks, as needed -----	204.00 each per month
Utility Clerks, as needed -----	194.00 each per month
Utility Clerks, as needed -----	188.00 each per month
Utility Clerks, as needed -----	186.00 each per month
Utility Clerks, as needed -----	176.00 each per month
Utility Clerks, as needed -----	168.00 each per month
Utility Clerks, as needed -----	155.00 each per month
Machine Operators, as needed -----	7.45 each per day
Clerks, as needed -----	181.00 each per month
10 Wharf Parking Attendants -----	181.00 each per month
Three Swimming Pool Attendants—Three Months -----	181.00 each per month

The City Treasurer shall be and he is hereby authorized to allow and pay temporary clerks engaged in this office during tax collection season the sum of one dollar for each and every hour of overtime in excess of the hours now established by ordinance during which said temporary clerks shall be employed.

PARKING METER FUND (PMF)

In addition to the above, there is created and established five positions in the

Department of City Treasurer, required for work in connection with the collection of monies from parking meters and chargeable to Parking Meter Special and Trust Fund.

Parking Meter Cashier	2,955.00 per annum
Two Assistant Parking Meter Cashiers	2,700.00 each per annum
Two Field Collectors	2,674.00 each per annum

Section 8.

DEPARTMENT OF COLLECTOR OF DELINQUENT TAXES

Chief Clerk	\$ 4,508.00 per annum
Bookkeeper	2,800.00 per annum
Counter Clerk	3,314.00 per annum
Clerk	2,947.00 per annum
Four Clerks	2,800.00 each per annum
Clerk	2,386.00 per annum
Clerk	2,212.00 per annum
Two Record Clerks	2,159.00 each per annum
Stenographer—Clerk	2,358.00 per annum
Typist	2,159.00 per annum
Sheriff Sale Clerk	2,947.00 per annum
Assistant Sheriff Sale Clerk	2,721.00 per annum
Assistant Sheriff Sale Clerk	2,561.00 per annum
Clerks, as needed	181.00 each per month

Section 9.

DEPARTMENT OF LAW

City Solicitor	\$ 8,000.00 per annum
First Assistant City Solicitor	6,668.00 per annum
Two Special Assistant City Solicitors	6,090.00 each per annum
Special Assistant City Solicitor in Charge of Workmen's Compensation	6,090.00 per annum
Workmen's Compensation Statistician	3,919.00 per annum
Safety Engineer in Charge of Workmen's Compensation	3,919.00 per annum
Four Assistant City Solicitors	6,090.00 each per annum
Assistant City Solicitor	5,166.00 per annum
Five Assistant City Solicitors	4,935.00 each per annum
Chief Clerk	4,265.00 per annum
Chief Investigator	4,265.00 per annum
Nine Investigators	2,828.00 each per annum
Four Legal Stenographers	2,747.00 each per annum
Two Legal Stenographers	2,693.00 each per annum
Clerk	2,587.00 per annum
Clerk	2,514.00 per annum
Messenger—Clerk	2,506.00 per annum
Two Legal Stenographers	2,145.00 each per annum
Typist	1,878.00 per annum
Lien Clerk	4,265.00 per annum
Assistant Lien Clerk	3,352.00 per annum
Tax Clerk	3,780.00 per annum
Legal Reporter	3,352.00 per annum
Municipal Improvement Clerk	4,265.00 per annum
Legal Stenographer	2,587.00 per annum

Section 10.

COLLECTION OF DELINQUENT CITY AND SCHOOL TAX LIENS

Solicitor	\$ 7,200.00 per annum
Assistant Solicitor	5,000.00 per annum

Chief Title and Lien Clerk	4,300.00	per annum
Three Lien Clerks	3,300.00	each per annum
Two Legal Stenographers	2,400.00	each per annum
Four Stenographers	2,000.00	each per annum
Two Clerks	2,300.00	each per annum
Chief Investigator	4,200.00	per annum
Four Investigators	2,750.00	each per annum
Title Searcher	2,900.00	per annum

Section 11.

CIVIL SERVICE COMMISSION

President	\$ 3,919.00	per annum
Two Commissioners	3,919.00	each per annum
Secretary and Chief Examiner	3,919.00	per annum
Assistant Examiner	3,711.00	per annum
Chief Clerks	3,803.00	per annum
Payroll Clerk	3,327.00	per annum
Clerk	2,961.00	per annum
Assistant Payroll Clerk	2,034.00	per annum
Counter Clerk	2,545.00	per annum
Stenographer	2,734.00	per annum
Two Stenographers—Clerks	2,293.00	each per annum
Superintendent of Medical Examiners	3,238.00	per annum
Chief Investigator	3,615.00	per annum

Section 12.

CITY PLANNING COMMISSION

Planning Director	\$ 7,575.00	per annum
Chief Planner	6,750.00	per annum
Senior Planning Engineer	4,375.00	per annum
Senior Research Analyst	4,565.00	per annum
Research Analyst	4,254.00	per annum
Senior Planner	5,150.00	per annum
Associate Planning Engineer	4,104.00	per annum
Planning Engineer	3,780.00	per annum
Land Planner	3,769.00	per annum
Assistant Geodetic Engineer	3,769.00	per annum
Assistant Planner	3,497.00	per annum
Assistant Topographer Engineer	3,454.00	per annum
Assistant Engineer	3,275.00	per annum
Senior Architectural Draftsman	3,275.00	per annum
Senior Research Draftsman	3,275.00	per annum
Topographic Draftsman	2,882.00	per annum
Senior Secretary—Reporter	2,835.00	per annum
Accountant	2,799.00	per annum
Two City Plan Draftsmen	2,799.00	each per annum
Researcher	2,799.00	per annum
Secretary—Reporter	2,493.00	per annum
Secretary	2,358.00	per annum
Assistant Secretary	2,321.00	per annum

In addition to the above, the following positions are created and established at the rate of compensation set forth. The cost of services of said employees shall be payable from the particular bond fund or funds appropriated by ordinances for said purposes.

Two Senior Traversemen	237.00	each per month
Traverseman	201.00	per month
One Junior Research Draftsman	201.00	per month

and that a portion shall be added creating the following positions and establishing same at the rate of compensation set forth. The cost of services of said employees shall be payable from the particular bond fund or funds appropriated by ordinances for said purposes in connection with a program of Public Works for Construction after the war:

Three Senior Topographers	226.00 each per month
Nine Topographic Rodmen	178.00 each per month
Associate Planner	361.00 per month
Site Planner	352.00 per month
Research Analyst	342.00 per month
Associate Planning Engineer	342.00 per month
Senior Plan Draftsman	263.00 per month
Senior Engineering Draftsman	263.00 per month
Senior Research Draftsman	263.00 per month
Statistician	263.00 per month
Architectural Draftsman	243.00 per month
Planning Draftsman	204.00 per month
Planning Draftsman	183.00 per month
Assistant Secretary	172.00 per month

Section 13.

BOARD OF ADJUSTMENT

Chairman	\$ 4,311.00 per annum
Two Members of Board	3,919.00 each per annum
Secretary—Engineer	4,265.00 per annum
Evidence Stenographer	2,799.00 per annum
Counter Clerk	2,799.00 per annum

Section 14.

ART COMMISSION

Executive Secretary	2,293.00 per annum
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Section 15.

DEPARTMENT OF SUPPLIES

Director	\$ 8,000.00 per annum
Chief Clerk	4,473.00 per annum
Specification Clerk	3,769.00 per annum
Inquiry Clerk	2,920.00 per annum
Tabulating Clerk	3,095.00 per annum
Assistant Tabulating Clerk	2,159.00 per annum
Secretary—Stenographer	2,386.00 per annum
Clerk—Stenographer	2,321.00 per annum
Stenographer	2,306.00 per annum
Two Stenographers—Clerks	1,977.00 each per annum
Typist	1,977.00 per annum
Supervisor of Warehouse	2,506.00 per annum
Two Chauffer Delivery Men	3,141.00 each per annum
Warehouseman	2,321.00 per annum
Assistant Inquiry Clerk	2,159.00 per annum
Tabulating Clerk	2,159.00 per annum
Accountant Clerk	2,561.00 per annum
Junior Clerk	2,358.00 per annum

Section 16.

BOARD OF WATER ASSESSORS

Chairman of Board	\$ 5,513.00 per annum
Two Members of Board	4,473.00 each per annum
Chief Clerk	3,517.00 per annum
Chief Adjuster	3,095.00 per annum
Chief Rate and Assessment Clerk	2,799.00 per annum
Transfer Clerk	2,506.00 per annum
Counter Rate and Assessment Clerk	2,439.00 per annum
General Clerk	2,587.00 per annum
Three Meter Clerks	2,445.00 each per annum
Stenographer	2,358.00 per annum
Twenty-three Rate and Assessment Clerks	2,358.00 each per annum
Chief Investigator	4,275.00 per annum
Five Temporary Rate and Assessment Clerks, as needed	2,358.00 each per annum
Chief Recorder of Transfers and Separations	3,352.00 per annum
Recorder of Transfers and Exonerations	3,352.00 per annum
Clerk	2,321.00 per annum
Recorder of Building Permits and Transfers	2,674.00 per annum
Secretary to the Board of Water Assessors	3,570.00 per annum
Water Rents and Rates Investigator	2,674.00 per annum
Recorder of Water Rates and Transfers	2,112.00 per annum
Two Recorders of Transfers	3,206.00 each per annum
Utility Clerk	2,445.00 per annum

Section 17.

CARNEGIE FREE LIBRARY OF ALLEGHENY

Director	\$ 5,086.00 per annum
Executive Secretary	2,500.00 per annum
Reference Librarian	2,321.00 per annum
Head of Circulation Department	2,358.00 per annum
Cataloguer	2,734.00 per annum
Assistant Cataloguer	2,321.00 per annum
Children's Librarian	2,358.00 per annum
Assistant Children's Librarian	2,159.00 per annum
Supervisor of Training	3,095.00 per annum
Two Library Assistants	2,321.00 each per annum
Readers Counsellor	2,321.00 per annum
Chief of Pamphlet Division	2,321.00 per annum
Library Assistant	2,239.00 per annum
Three Library Sub-Assistants	2,046.00 each per annum
Two Library Sub-Assistants	2,128.00 each per annum
Two Library Sub-Assistants	1,878.00 each per annum
Two Apprentices	1,609.00 each per annum
Apprentice	1,515.00 per annum
Three Apprentices	1,420.00 each per annum
Organist	2,386.00 per annum
Branch Librarian	2,799.00 per annum
Library Assistant	2,239.00 per annum
Apprentice	1,420.00 per annum

Section 18.

DEPARTMENT OF HEALTH

General Office

Director	\$ 8,000.00 per annum
Accountant	4,265.00 per annum

Secretary	2,935.00 per annum
Investigator	2,828.00 per annum
Supervisor of Nursing Services	3,352.00 per annum
First Aid Nurse	2,439.00 per annum
Typist, as needed	1,721.00 per annum
Superintendent of Public Health Nurses	5,000.00 per annum
Hospital Manager	5,500.00 per annum
Public Health Engineer	6,500.00 per annum

Section 19.

SYPHILLIS CONTROL PROGRAM

Two Serology Technicians	\$ 2,445.00 each per annum
Laboratory Assistant	2,159.00 per annum
Three Laboratory Dieters	2,118.00 each per annum

Section 20.

TUBERCULOSIS CONTROL PROGRAM

Chief Physician	\$ 4,000.00 per annum
Two Physicians (Part Time)	3,000.00 each per annum
X-Ray Technician	3,000.00 per annum
Three Assistant X-Ray Technicians	1,800.00 each per annum
Stenographer	2,196.00 per annum
Two Stenographers	1,965.00 each per annum
Three Typists	1,601.00 each per annum
Ten Field Nurses	2,235.00 each per annum

The above positions are created at the rate of compensation set forth. The cost of services of said employees shall be payable from Tuberculosis Control Fund, which is a trust fund designated as (TCF).

Section 21.

DEPARTMENT OF HEALTH—BUREAU OF INFECTIOUS DISEASES

Superintendent	\$ 6,148.00 per annum
Chief Clerk	3,095.00 per annum
Clerk	2,799.00 per annum
Two Clerks	2,337.00 each per annum
Stenographer	2,212.00 per annum
Medical Secretary	2,212.00 per annum
Stenographer	2,112.00 per annum
Chief, Tuberculosis Clinic	3,095.00 per annum
Three Nurses	2,347.00 each per annum

Section 22.

DEPARTMENT OF HEALTH—DIVISION OF REGISTRATION

Chief Statistical Clerk	\$ 3,095.00 per annum
Statistical Clerk	2,545.00 per annum

Section 23.

DEPARTMENT OF HEALTH—DIVISION OF TRANSMISSIBLE DISEASES

Chief Medical Inspector	\$ 3,977.00 per annum
Supervising Medical Inspector	3,376.00 per annum
Four Medical Inspectors	2,935.00 each per annum
Clerk	2,734.00 per annum
Clerk	2,265.00 per annum

Field Inspector	2,653.00 per annum
Supervising Field Nurse	2,561.00 per annum
Eleven Field Nurses	2,347.00 each per annum

Section 24.

DEPARTMENT OF HEALTH—DIVISION OF BACTERIOLOGY

Director of Laboratory	\$ 4,265.00 per annum
Two Bacteriologists	3,027.00 each per annum
Assistant Chemist and Bacteriologist	2,799.00 per annum
Clerk	2,386.00 per annum
First Laboratory Assistant	2,386.00 per annum
Second Laboratory Assistant	2,321.00 per annum
Laboratory Kitchen Utility Worker	2,118.00 per annum
Two Sample Collectors	2,212.00 each per annum
Laboratorian	2,159.00 per annum

Section 25.

DEPARTMENT OF HEALTH—TUBERCULOSIS HOSPITAL

Medical Superintendent	\$ 6,650.00 per annum
Assistant Medical Superintendent	4,150.00 per annum
Resident Physician	3,688.00 per annum
Junior Resident Physician	2,955.00 per annum
Throat Specialist	947.00 per annum
Laboratorian	2,112.00 per annum
Thoracic Surgeon	1,877.00 per annum
Two Clerks	1,537.00 each per annum
Two Stenographer—Telephone Operators	1,537.00 each per annum
Chaplain (Catholic)	1,778.00 per annum
Chaplain (Protestant)	1,778.00 per annum
Superintendent of Nurses	2,835.00 per annum
Administrative Assistant	3,425.00 per annum
Kitchen Utility Man	1,721.00 per annum
Five Ward Supervisors (Nurses)	2,520.00 each per annum
Night Superintendent of Nurses	2,520.00 per annum
41 Nurses	2,215.00 each per annum
Assistant Nurses, as needed, on the basis of 3 Assistant Nurses for every 2 Nurses	124.00 each per month
Supervisor of Attendants	1,878.00 per annum
Five Orderlies	1,385.00 each per annum
Forty-one Utility Workers	1,069.00 each per annum
Twenty-four Male Cleaners and Laborers	1,491.00 each per annum
Chaffer	2,394.00 per annum
Chaffeur—Utility Man	2,394.00 per annum
Two Dietitians	2,394.00 each per annum
X-Ray Technician	1,721.00 per annum
Chief Cook	1,581.00 per annum
Eight Assistant Cooks	1,174.00 each per annum
Laundryman	1,581.00 per annum
Seven Laundresses	1,174.00 each per annum
Farmer	1,745.00 per annum
Night Watchman	1,490.00 per annum
Subsidiary Female Workers authorized to be substituted for Nurses, as needed, on the basis of 11 Subsidiary Female Workers for every 6 Nurses	
Chief Engineer—313 days	101.00 each per month
Two Engineers—313 days each	16.50 per day
Relief Engineer for 156 days	14.00 each per day
	14.00 per day

Three Apprentice Engineers	12.00 each per day
Apprentice Engineer	12.00 per day

VACATIONS

Chief Engineer—12 days	16.50 per day
Two Engineers—24 days	14.00 each per day
Relief Engineer—6 days	14.00 per day
Apprentice Engineers	12.00 each per day
Relief Apprentice Engineer	12.00 per day

Section 26.

DEPARTMENT OF HEALTH—MUNICIPAL HOSPITAL

Medical Superintendent	\$ 4,265.00 per annum
Assistant Resident Physician	3,413.00 per annum
Superintendent of Maintenance and Supplies	2,700.00 per annum
Chauffeur	2,394.00 per annum
Superintendent of Nurses	2,835.00 per annum
Night Superintendent of Nurses	2,520.00 per annum
Three Ward Supervisors (Nurses)	2,520.00 each per annum
14 Nurses	2,215.00 each per annum
Twenty Cadet Nurses, as needed	40.00 each per month
Dietitian	2,394.00 per annum
Seven Ward Assistants	1,219.00 each per annum
Six Orderlies	1,385.00 each per annum
Seamstress	1,581.00 per annum
Chief Cook	1,581.00 per annum
Two Assistant Cooks	1,280.00 each per annum
Assistant Cook	1,219.00 per annum
Two Stenographer-Telephone Operators	1,537.00 each per annum
Two Dining Room and Cafeteria Maids	1,069.00 each per annum
Kitchen Maid	1,069.00 per annum
House Director	108.00 per month
Four Maids, as needed	1,069.00 each per annum
Sixteen Female Cleaners and Laundry Help	1,703.00 each per annum
Chief Engineer—313 days	16.50 per day
Two Engineers—626 days (313 each)	14.00 each per day
Relief Engineer for 157 days	14.00 per day
Watchman—365 days	6.86 per day
Laundryman—365 days	6.86 per day
Seven Laborers	7.83 each per day
Apprentice Engineer—Relief	12.00 per day
Three Apprentice Engineers	12.00 each per day

VACATIONS

Chief Engineer	16.50 per day
Two Engineers—24 days (12 days each)	14.00 each per day
Relief Engineer—6 days	14.00 per day
Three Apprentice Engineers	12.00 each per day
Relief Apprentice Engineer	12.00 per day

Section 27.

DEPARTMENT OF HEALTH—BUREAU OF CHILD WELFARE

Superintendent	\$ 5,617.00 per annum
Medical Service Inspector	3,225.00 per annum
Chief Clerk	3,225.00 per annum
Clerk	2,358.00 per annum
Clerk	2,321.00 per annum
Clerk	2,118.00 per annum

Stenographer-Clerk	2,306.00 per annum
Five Medical Supervisors	3,769.00 each per annum
Thirteen Medical Inspectors	3,525.00 each per annum
Twenty-seven Medical Inspectors for 10 months each per annum	299.00 each per month
Supervising Field Nurse	2,506.00 per annum
Forty-four Field Nurses	2,347.00 each per annum
Seven Assistants to Nurses	1,835.00 each per annum

Section 28.

DEPARTMENT OF HEALTH—BUREAU OF INSPECTION

Superintendent	\$ 5,086.00 per annum
Assistant Superintendent	3,918.00 per annum
Record Clerk	2,358.00 per annum
Two Stenographers	2,212.00 each per annum
Two Inspector Supervisors	3,174.00 each per annum
Slaughter House and Wholesale Meat Inspector	3,174.00 per annum
Milk Plant Inspector	3,041.00 per annum
Four Dairy Inspectors	2,799.00 each per annum
Twenty-five Food Inspectors	2,799.00 each per annum
Chief Weight Inspector	2,693.00 per annum
Five Weight and Measure Inspectors	2,466.00 each per annum
Analyst	3,225.00 per annum
Laboratorian	2,561.00 per annum
Laboratory Helper	2,046.00 per annum
Chief Inspector	3,919.00 per annum
Permit Clerk	2,159.00 per annum
Typist, as needed	1,721.00 per annum
Chief Dairy Inspector	3,615.00 per annum

Section 29.

DEPARTMENT OF HEALTH—BUREAU OF SMOKE PREVENTION

Superintendent	\$ 7,245.00 per annum
Administrative Assistant	5,000.00 per annum
Thirteen Smoke Inspectors	3,352.00 each per annum
File Clerk	2,159.00 per annum
Clerk	2,118.00 per annum
Stenographer-Clerk	2,306.00 per annum
Stenographer-Clerk	2,112.00 per annum
Chemist	2,799.00 per annum

Section 30.

DIVISION OF PLUMBING AND HOUSE DRAINAGE

Chief Plumbing Inspector	\$ 4,473.00 per annum
Six Plumbing Inspectors	3,583.00 each per annum
Plumber—Plan Examiner	3,919.00 per annum
Stenographer-Clerk	2,159.00 per annum
Clerk	2,545.00 per annum
Plumbing Examiners	10.00 each per day

Section 31.

DIVISION OF HOUSE AND SANITARY INSPECTION

Supervisor	\$ 3,668.00 per annum
Clerk	2,545.00 per annum
Complaint Clerk	2,433.00 per annum
Twenty Sanitary Inspectors	2,799.00 each per annum

In addition to the above the Supervisor and 20 Sanitary Inspectors each shall be paid during the month of April of each year the additional sum of \$50.00 for the purchase of uniforms.

Section 32.

DEPARTMENT OF LANDS AND BUILDINGS
BUREAU OF ACCOUNTS AND ADMINISTRATION

Director	\$ 8,000.00 per annum
Chief Clerk	3,570.00 per annum
Chief Accountant	3,504.00 per annum
Estimator and Specification Clerk	2,828.00 per annum
City Architect	3,769.00 per annum
Superintendent of Property	4,473.00 per annum
Collector Clerk	2,947.00 per annum
Assistant Collector Clerk	2,674.00 per annum
Information-Receptionist	2,205.00 per annum
Stenographer	2,159.00 per annum
Stenographer-Clerk	2,145.00 per annum
Lease and Time Clerk	2,159.00 per annum
Rent Collector	2,961.00 per annum
Construction and Repair Supervisor	4,495.00 per annum

Section 33.

BUREAU OF REPAIRS

One Working Foreman of Carpenters	\$ 19.00 per day
Five Carpenters	18.00 each per day
One Working Foreman of Plumbers	19.00 per day
Four Plumbers	18.00 each per day
One Working Foreman of Painters	17.00 per day
Eight Painters	16.00 each per day
Two Laborers	7.83 each per day
Three Electricians	(Jan.-March 18.00 each per day
.....	(April-December 19.00 each per day
Working Foreman of Electricians	(Jan.-March 19.00 per day
.....	(April-December 20.00 per day
Two Steamfitters	18.00 each per day
Two Plasterers	18.00 each per day
Two Bricklayers	19.60 each per day
Painters, as needed	16.00 each per day
Plumbers, as needed	18.00 each per day
Composition Roofers, as needed	16.00 each per day
Sheet Metal Workers, as needed	18.00 each per day
Lathers, as needed	18.00 each per day
Electricians, as needed	(Jan.-March 18.00 each per day
.....	(April-Dec. 19.00 each per day
Steamfitters, as needed	18.00 each per day
Marble Setters, as needed	18.00 each per day
Skilled Laborers, as needed	9.00 each per day
Two Slaters and Tinnerns, as needed	16.00 each per day
Stone Mason	18.00 per day

Section 34.

BUREAU OF OPERATING MAINTENANCE

Four Elevator Operators	\$ 2,212.00 each per annum
Auto Truck Driver	3,141.00 per annum
Dispatcher	2,506.00 per annum

Eight Elevator Operators	2,293.00 each per annum
Six Wall Washers	2,159.00 each per annum
Thirteen Laborers, Building	2,159.00 each per annum
Forty-two Cleaners	1,778.00 each per annum
Twenty-two Attendants, Male	1,964.00 each per annum
Twenty Attendants, Female	1,964.00 each per annum
Female Attendant	1,864.00 per annum
Real Estate Clerk	3,352.00 per annum
Superintendent, North Side Market	3,170.00 per annum
Custodian of Buildings	2,947.00 per annum
Caretaker	1,136.00 per annum
Materials Checker	2,445.00 per annum
Two Male Attendants	2,159.00 each per annum
Assistant Real Estate Clerk	3,032.00 per annum
Two Female Attendants	1,792.00 each per annum
Two Female Attendants	1,705.00 each per annum
Custodian	2,159.00 per annum
Master Mechanic	5,100.00 per annum
Supervisor of Hospital Maintenance	4,265.00 per annum
Head Janitor	2,358.00 per annum
Eight Engineers, Total 2,574 days	14.00 each per day
Five Apprentice Engineers, Total 1,565 days	12.00 each per day
Eighteen Laborers, Total 5,634 days	7.83 each per day
Nineteen Janitors, Total 5,947 days	7.83 each per day
Four Watchmen, Total 1,252 days	8.22 each per day
Elevator Maintenance Man, 260 days	18.32 per day

Section 35.

DEPARTMENT OF PUBLIC SAFETY

General Office

Director	\$ 8,000.00 per annum
Chief Clerk	4,508.00 per annum
Assistant Chief Clerk	3,098.00 per annum
Secretary	2,947.00 per annum
Assistant Secretary-Firemen's Relief and Pension Fund	2,426.00 per annum
Clerk	2,358.00 per annum
Receptionist	2,561.00 per annum
Multigraph Operator	2,321.00 per annum
Director of Police and Firemen's Band	3,780.00 per annum

Section 36.

DEPARTMENT OF PUBLIC SAFETY—FRIENDLY SERVICE BUREAU

Superintendent-Detective	\$ 3,711.00 per annum
Three Assistant Superintendents	2,159.00 each per annum

Section 37.

SUPERVISOR OF CITY STABLES

Supervisor of City Stables	\$ 3,027.00 per annum
Seven Hostlers	2,790.00 each per annum

Section 38.

MEDICAL DIVISION

Chief Public Safety Surgeon	\$ 5,617.00 per annum
Nurse	2,347.00 per annum

Section 39.

DIVISION OF ACCOUNTS AND PERMITS

Assistant Chief Clerk.....	\$ 3,352.00 per annum
Assistant Chief Clerk.....	3,095.00 per annum
Stenographer-Clerk	2,358.00 per annum
Permit Clerk	2,734.00 per annum

Section 40.

DEPARTMENT OF PUBLIC SAFETY—BUREAU OF POLICE

Superintendent	\$ 7,823.00 per annum
Assistant Superintendent	5,513.00 per annum
Chief Clerk	3,509.00 per annum
Police Photographer	3,450.00 per annum
Two Stenographer-Clerks	2,799.00 each per annum
Stenographer-Record Clerk	2,100.00 per annum
Two Stenographer-Clerks	2,466.00 each per annum
Stenographer	2,506.00 per annum
Clerk	2,506.00 per annum
Clerk	2,358.00 per annum
Clerk	2,212.00 per annum
Messenger	2,358.00 per annum
Telephone Operator	2,159.00 per annum
Inspector of Traffic	4,473.00 per annum
Seven Inspectors of Police	4,473.00 each per annum
Lieutenant of River Patrol.....	3,728.00 per annum
Lieutenant of Traffic	3,728.00 per annum
Thirty-five Lieutenants	3,728.00 each per annum
Thirty-five Sergeants	3,449.00 each per annum
Sixteen Turnkeys	3,238.00 each per annum
Eight Hundred and Ninety-five Patrolmen:	
First Year	2,358.00 each per annum
Second Year	2,506.00 each per annum
Third Year	2,653.00 each per annum
Fourth Year	2,799.00 each per annum
Fifth Year	2,947.00 each per annum
Sixth Year	3,095.00 each per annum
Seventh Year	3,238.00 each per annum
Four Special Officers	2,570.00 each per annum
Inspector of Detectives.....	4,473.00 per annum
Police Investigator of Child Delinquency	4,358.00 per annum
Captain of Detectives.....	4,127.00 per annum
Two Lieutenants of Detectives.....	3,826.00 each per annum
Thirty-seven Detectives	3,711.00 each per annum
Fifteen Precinct Detectives.....	3,238.00 each per annum
One Captain of Mounted Police.....	3,728.00 per annum
Chief Identification Officer.....	3,449.00 per annum
Identification Officer	3,238.00 per annum
Two Assistant Identification Officers.....	2,520.00 each per annum
Three Signal Service Operators.....	3,559.00 each per annum
Four Assistant Signal Service Operators.....	2,386.00 each per annum
Police Telephone Operator	2,386.00 per annum
Woman Police Captain	2,961.00 per annum
Woman Police Lieutenant	2,358.00 per annum
Thirteen Women Police	2,212.00 each per annum
Chief Radio Operator	4,570.00 per annum
Three Radio Operators	3,615.00 each per annum
Four Assistant Radio Operators	3,500.00 each per annum

Fourteen Matrons	2,074.00 each per annum
Three Chauffeur Mechanics	2,386.00 each per annum
180 School Guards—10 months each, without deduction for school vacation and holidays, except during the months of July and August.....	54.00 each per month

In addition to the above, there is created and established four positions in the Bureau of Police required for enforcing the Parking Regulations at those locations where parking meters are installed, fixing the rate of compensation as follows, and providing for the payment thereof from "Parking Meter Special and Trust Fund."

Four Patrolmen (Parking Meters):

First Year	\$ 2,358.00 each per annum
Second Year	2,506.00 each per annum
Third Year	2,653.00 each per annum
Fourth Year	2,799.00 each per annum
Fifth Year	2,947.00 each per annum
Sixth Year	3,095.00 each per annum
Seventh Year	3,238.00 each per annum

In addition to the above, each of the following employees in the Bureau of Police shall be paid during the month of April of each year an additional sum of \$50.00 for the purchase of uniforms:

Superintendent
Assistant Superintendent
Inspector
Lieutenant
Sergeant
Turnkey
Precinct Detective
Patrolman
Special Officer

Personnel performing police duties who work overtime shall be given equal time off. This time may be accumulated until it reaches 30 days, but 30 days is the maximum number which may be accumulated. This accumulated time must be taken during the current year or the ensuing year.

Section 41.

BUREAU OF POLICE—DIVISION OF TOWING AND IMPOUNDING

Superintendent	\$ 2,828.00 per annum
Ten Tow Truck Operators	3,141.00 each per annum

Section 42.

DEPARTMENT OF PUBLIC SAFETY—BUREAU OF FIRE

Chief	\$ 7,823.00 per annum
Chief Clerk	3,509.00 per annum
Clerk	2,533.00 per annum
Stenographer	2,386.00 per annum
Storekeeper	2,358.00 per annum
Three Deputy Chiefs	5,513.00 each per annum
Ten Battalion Chiefs	4,473.00 each per annum
Chief, River Fire Patrol	4,473.00 per annum
Two Training School Instructors.....	4,053.00 each per annum
One Hundred Twenty-six Captains.....	3,728.00 each per annum
Seven Hundred and Eighty Hosemen and Laddermen	
First Year	2,358.00 each per annum
Second Year	2,506.00 each per annum
Third Year	2,653.00 each per annum

Fourth Year	2,799.00 each per annum
Fifth Year	2,947.00 each per annum
Sixth Year	3,095.00 each per annum
Seventh Year	3,238.00 each per annum

In addition to the above each of the following employees in the Bureau of Fire shall be paid during the month of April of each year an additional sum of \$50.00 for the purchase of uniforms:

Chief
 Senior Battalion Chief
 Battalion Chief
 Captain
 Instructor
 Hoseman
 Ladderman

Section 43.

DEPARTMENT OF PUBLIC SAFETY—BUREAU OF ELECTRICITY

Division Superintendent	\$ 6,200.00 per annum
Deputy Superintendent	4,800.00 per annum
Recording Secretary	3,199.00 per annum
Senior Designing Draftsman	3,835.00 per annum
Chief Fire Alarm Operator	3,835.00 per annum
Fourteen Fire Alarm Operators	3,747.00 each per annum
Five Police Box Inspectors	4,320.00 each per annum
Two Fire Alarm Box Inspectors	4,320.00 each per annum
Two Line Foremen	4,620.00 each per annum
Eleven Linemen	4,320.00 each per annum
Cable Splicer	4,320.00 per annum
Battery Man	4,320.00 per annum
Account Clerk	2,520.00 per annum
Instrument Repairman	4,320.00 per annum
Storekeeper	2,358.00 per annum
Chief Telephone Operator	2,239.00 per annum
Twelve Telephone Operators	2,141.00 each per annum
Painter, as needed	16.00 per day

Section 44.

DEPARTMENT OF PUBLIC SAFETY—BUREAU OF BUILDING INSPECTION

Superintendent	\$ 5,086.00 per annum
Chief Clerk	3,919.00 per annum
Clerk	2,358.00 per annum
Stenographer-Clerk	2,358.00 per annum

Section 45.

BUREAU OF BUILDING INSPECTION—DIVISION OF ENGINEERING

Chief Engineer	\$ 6,500.00 per annum
Engineer	4,200.00 per annum
Inspector-Plan Examiner	3,583.00 per annum
Zoning Clerk	3,437.00 per annum

Section 46.

BUREAU OF BUILDING INSPECTION—DIVISION OF INSPECTION

Assistant Superintendent	\$ 3,954.00 per annum
Eleven Building Construction Inspectors.....	3,583.00 each per annum

Two Sign Inspectors	3,583.00 each per annum
Inspector Supervisor	3,583.00 per annum
Plastering Inspector	3,095.00 per annum
Inspector of Explosives	3,437.00 per annum
Two Warm Air Heating Inspectors.....	3,095.00 each per annum
Two Patrol Inspectors	2,734.00 each per annum
Chief Electric Wiring Inspector.....	4,620.00 per annum
Six Electric Wiring Inspectors.....	4,320.00 each per annum
Examiner	3,931.00 per annum
Clerk	2,358.00 per annum
Stenographer	2,358.00 per annum
Seven Construction and Occupancy Investigators.....	2,772.00 each per annum
Wrecking Foreman	8.48 per day
Two Laborers	7.83 each per day

Section 47.

DEPARTMENT OF PUBLIC SAFETY—BUREAU OF TRAFFIC PLANNING

Traffic Engineer	\$ 6,090.00 per annum
Traffic Planner	4,565.00 per annum
Construction and Maintenance Engineer.....	4,620.00 per annum
Designing Traffic Draftsman	3,473.00 per annum
Traffic Planning Draftsman	2,882.00 per annum
Stenographer-Clerk	2,760.00 per annum
Stenographer-Clerk	2,653.00 per annum
Stenographer-Clerk	2,561.00 per annum
Traffic Investigator	2,561.00 per annum
Traffic Maintenance Clerk	2,561.00 per annum
Accident Analysis Engineer	2,760.00 per annum
Accident Analysis Clerk	2,760.00 per annum
Two Signal Electricians	4,620.00 each per annum
Secretary—Better Traffic Committee.....	3,450.00 per annum
Fourteen Electric Traffic Equipment Repairmen.....	4,320.00 each per annum
Field Work Chief	2,519.00 per annum
Four Crew Foremen (Must be Truck Drivers).....	3,141.00 each per annum
Sign Maintenance Man	2,445.00 per annum
Assistant Maintenance Supervisor.....	2,911.00 per annum
Safety Education Supervisor, as needed.....	243.00 per month
Skilled Laborer	8.22 per day
Four Equipment Operators	8.22 each per day
Seven Sign Maintenance Laborers	7.83 each per day
Sign Painter	16.00 per day
Sign Painter Helper	11.60 per day
Painter	16.00 per day

In addition to the above there is created and established three (3) positions in the Bureau of Traffic Planning required for work in connection with the Repair and Maintenance of Parking Meters, and payable from "Parking Meter Special and Trust Fund."

Parking Meter Maintenance Foreman.....	\$ 2,955.00 per annum
Parking Meter Repairman	2,700.00 per annum
Parking Meter Laborer, 313 days.....	7.83 per day

Section 48.

DEPARTMENT OF PUBLIC WORKS

General Office

Director	\$ 8,000.00 per annum
Chief Engineer	7,575.00 per annum

Assistant Chief Engineer	6,750.00 per annum
Chief Clerk	4,473.00 per annum
Assistant Chief Clerk	3,150.00 per annum
Stenographer-Secretary	3,095.00 per annum
Two Stenographer-Clerks	2,799.00 each per annum
File Clerk	2,386.00 per annum
Messenger	2,506.00 per annum
Chauffeur-Messenger	2,386.00 per annum

Section 49.

DIVISION OF ACCOUNTING

Chief Accountant	\$ 4,265.00 per annum
Accountant	3,275.00 per annum
Estimate Checker	3,618.00 per annum
Senior Clerk	3,132.00 per annum
Clerk	2,721.00 per annum
Clerk	2,046.00 per annum
Stenographer-Clerk	2,386.00 per annum
Requisition Accountant	2,721.00 per annum
Stenographer-Clerk	2,105.00 per annum

Section 50.

DIVISION OF PHOTOGRAPHY

Photographer	\$ 3,449.00 per annum
Two Assistant Photographers	2,674.00 each per annum
Dark Room Operator	2,445.00 per annum

Section 51.

BUREAU OF AUTOMOTIVE EQUIPMENT

Director	\$ 6,750.00 per annum
Three Superintendents	4,265.00 each per annum
Assistant Superintendent	3,206.00 per annum
Chief Clerk	2,961.00 per annum
Two Garage Foremen	2,961.00 each per annum
Three Watchmen	2,506.00 each per annum
Two Stock Room Clerks	2,358.00 each per annum
Three Garage Clerks	2,159.00 each per annum
Utility Man	2,159.00 per annum
Fifteen Auto Mechanics	18.00 each per day
Three Machinists	18.00 each per day
Two Automotive Machinists	18.00 each per day
Machinist-Mechanic	18.00 per day
Two Automotive Ignition Repairmen	18.00 each per day
Blacksmith	18.00 per day
Body and Fender Repairman	18.00 per day
Two Carpenters	18.00 each per day
Sign Painter	16.00 per day
Welder	18.00 per day
Three Lubricators	9.25 each per day
Tire Repairman	8.61 per day
Storekeeper	7.83 per day
Two Skilled Laborers	9.00 each per day
Eighteen Laborers	7.83 each per day

Section 52.

BUREAU OF ENGINEERING—GENERAL OFFICE

Stenographer-Clerk	\$ 2,506.00 per annum
Technical Assistant, Class "A"	3,570.00 per annum
Three Technical Assistants, Class "C"	2,828.00 each per annum
Contract Clerk	2,545.00 per annum
Assignment Engineer	3,352.00 per annum
Assignment Engineer	3,275.00 per annum
Two Transitmen	2,545.00 each per annum
Rodman	2,358.00 per annum
Chainman	2,279.00 per annum
Chief Inspector	3,352.00 per annum
Two Inspectors	2,961.00 each per annum
Sewer and Mine Inspector	3,753.00 per annum

Section 53.

BUREAU OF ENGINEERING—DIVISION OF SURVEYS AND DESIGN

Division Engineer	\$ 5,086.00 per annum
Principal Assistant Engineer	3,954.00 per annum
Senior Designing Draftsman	3,769.00 per annum
Assistant Engineer	3,275.00 per annum
Two Transitmen	2,545.00 each per annum
Rodman	2,358.00 per annum
Two Chainmen	2,279.00 each per annum
Custodian of Records	3,769.00 per annum
Senior Designing Engineer	4,473.00 per annum
Designing Draftsman	3,449.00 per annum
Two Draftsmen	2,947.00 each per annum
Counter Clerk	2,159.00 per annum

Section 54.

BUREAU OF ENGINEERING—DIVISION OF STREETS AND SEWERS

Division Engineer	\$ 5,086.00 per annum
Supervising Engineer	4,820.00 per annum
Supervising Engineer (½ to be paid from tax appropriation and ½ from bond funds)	4,820.00 per annum
Two Construction Engineers	4,265.00 each per annum
Assistant Construction Engineer	2,911.00 per annum
Senior Assistant Engineer	3,449.00 per annum
Two Assistant Engineers	3,275.00 each per annum
Two Transitmen	2,545.00 each per annum
Three Rodmen	2,358.00 each per annum
Three Chainmen	2,279.00 each per annum
Stenographer	2,506.00 per annum
Three Works Supervisors	3,919.00 each per annum

Section 55.

BUREAU OF ENGINEERING—DIVISION OF BRIDGES

Division Engineer	\$ 5,086.00 per annum
Project Engineer	4,265.00 per annum
Work Supervisor	3,919.00 per annum
Draftsman	2,799.00 per annum
Foreman	3,919.00 per annum
Stenographer	2,506.00 per annum

Section 56.

BRIDGE AND FENCE REPAIRS AND REPAINTING

Auto Truck Driver—Winch.....	\$ 3,141.00 per annum
Foreman of Painters, 254 days	18.00 per day
Six Bridge Painters, 254 days each.....	16.00 each per day
Carpenter, 260 days	18.00 per day
Two Bridge Repairmen, 260 days each.....	9.25 each per day
Three Structural Iron Workers, 254 days each.....	18.00 each per day
Structural Iron Worker Foreman, 250 days.....	20.00 per day
Eighteen Laborers, 254 days each.....	7.83 each per day
Compressor Operator, 254 days	18.40 per day

Section 57.

DIVISION OF PUBLIC UTILITIES

Division Engineer	\$ 4,265.00 per annum
Engineering Draftsman	2,799.00 per annum
Six Inspectors of Public Utilities.....	2,445.00 each per annum
Superintendent of Light	3,919.00 per annum
Inspector of Light	3,095.00 per annum

Section 58.

BUREAU OF HIGHWAYS AND SEWERS—GENERAL OFFICE

Superintendent	\$ 5,086.00 per annum
Assistant Superintendent	3,769.00 per annum
Field Supervisor of Equipment, 260 days.....	18.00 per day
Fourteen Utility Men	2,159.00 each per annum
Three Special Bureau Clerks—Senior	2,159.00 each per annum
Four Special Bureau Clerks—Junior	2,074.00 each per annum
Public Co-ordinator	2,293.00 per annum
Chief Clerk	3,769.00 per annum
Assistant Chief Clerk	3,095.00 per annum
Clerk	2,386.00 per annum
Clerk	2,822.00 per annum
Messenger	2,386.00 per annum
Stenographer-Clerk	2,212.00 per annum

Section 59.

BUREAU OF HIGHWAYS AND SEWERS—DIVISION OFFICE

Six District Supervisors	\$ 3,449.00 each per annum
Six Division Clerks	2,159.00 each per annum
Six Clerks	2,386.00 each per annum
Fifty-one Auto Truck Drivers.....	3,141.00 each per annum
Three Auto Drivers—Trailer	3,283.00 each per annum
Four Auto, Truck Drivers—Eductor.....	3,283.00 each per annum
Fifteen Auto Truck Drivers—Flusher.....	3,283.00 each per annum
Seventeen Sweeper Operators	3,327.00 each per annum
Thirty-two Street Foremen	2,674.00 each per annum
Bricklayers, 250 days	19.60 each per day
Two Hoisting and Portable Steam and Motor Engineers	19.20 each per day
2 Pavers, 240 days each.....	15.00 each per day
Rammer, 240 days	13.60 per day
Two Apprentice Hoisting and Portable Steam and motor Engineers	12.00 each per day
Sixteen Laborers (Watchmen) 365 days each.....	7.83 each per day
345 Laborers, Jan., Feb. and March, 25,383 days.....	7.83 each per day

345 Laborers, April, May and June, 25,383 days-----	7.83 each per day
345 Laborers, July, Aug. and Sept., 25,383 days-----	7.83 each per day
345 Laborers, Oct., Nov. and Dec., 25,383 days-----	7.83 each per day

Laborers engaged on work in sewers shall receive sixty-nine (.69c) per day additional to their regular wages, which additional sum shall be made chargeable to and payable from Code Account No. 1651, especially appropriated for that purpose.

Twelve Tractor Operators (Bulldozer)-----\$ 18.40 each per day

Section 60.

ASPHALT PLANT

Superintendent -----	\$ 4,565.00 per annum
Clerk -----	2,799.00 per annum
Clerk -----	2,386.00 per annum
Plant Foreman -----	2,674.00 per annum
Four Street Foremen -----	2,674.00 each per annum
Chief Engineer -----	16.50 per day
Two Engineers -----	14.00 each per day
Four Mixermen -----	8.48 each per day
Ten Rakers -----	8.48 each per day
Four Tampers -----	8.35 each per day
Two Roller Engineers -----	18.40 each per day
Nineteen Hot Shovelers -----	8.02 each per day
Six Plant Laborers -----	8.02 each per day
Three Watchmen -----	7.83 each per day

Section 61.

DEPARTMENT OF PUBLIC WORKS—BUREAU OF REFUSE

General Office

Superintendent -----	\$ 6,668.00 per annum
Senior Clerk -----	3,769.00 per annum
Plant Clerk -----	2,903.00 per annum
Cost Clerk -----	2,561.00 per annum
Complaint Clerk -----	2,358.00 per annum
Record Clerk -----	2,358.00 per annum
Three Stenographer-Clerks, as needed-----	2,358.00 each per annum

Section 62.

DIVISION OF COLLECTION AND FINAL DISPOSITION

Three Division Supervisors, as needed-----	\$ 3,352.00 each per annum
Nine Foremen, as needed-----	2,561.00 each per annum
Five Foremen, as needed-----	2,561.00 each per annum
130 Refuse Collection Drivers, as needed-----	1.27½ each per hour
Two Truck Drivers -----	3,141.00 each per annum
Three Tractor Operators (Bulldozer), 936 days-----	18.40 each per day
270 Helpers, as needed -----	1.22½ each per hour
Vacation Relief Drivers, as needed-----	1.27½ each per hour
Vacation Relief Helpers, as needed-----	1.22½ each per hour
Two Hoisting and Portable Steam and Motor Engineers, 624 days -----	19.20 each per day
Two Apprentice Hoisting and Portable Steam and Motor Engineers, 624 days-----	12.00 each per day
Two Laborers (Watchmen), 728 days-----	7.83 each per day

VACATION:

Two Hoisting and Portable Steam and Motor Engineers, 24 days -----	19.20 each per day
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Two Apprentice Hoisting and Portable Steam and Motor Engineers, 24 days	12.00	each per day
Two Laborers (Watchmen), 24 days	7.83	each per day
Three Vacation Relief Tractor Operators (Bulldozer), 36 days	18.40	each per day

Section 63.

DIVISION OF INCINERATION

Incinerator Engineer	\$ 5,166.00	per annum
General Foreman	4,473.00	per annum
Three Weight Clerks, as needed	2,358.00	each per annum
Three Foremen, as needed	2,961.00	each per annum
Four Engineers	14.00	each per day
Electricians, as needed	(Jan.-Mar. 18.00 each per day April-Dec. 19.00 each per day)	
Nine Crane Operators, as needed not to exceed two man-days on any shift--	(Jan.-Mar. 18.00 each per day April-Dec. 19.00 each per day)	
Twelve Charging Men, as needed	8.61	each per day
Thirty Stokers, as needed, not to exceed eight man-days on any shift	12.00	each per day
Twenty-six Laborers, as needed	7.83	each per day
Blacksmith	18.00	per day
Blacksmith Helper	13.00	per day
Welder	18.00	per day
Bricklayers, as needed	19.60	each per day
Six Screen Laborers, as needed	8.61	each per day

VACATION RELIEF

Engineers, as needed	14.00	each per day
Electricians, as needed	19.00	each per day
Crane Operators, as needed	19.00	each per day
Welder, as needed	18.00	per day
Chargers, as needed	8.61	each per day
Stokers, as needed	12.00	each per day
Blacksmith, as needed	18.00	per day
Blacksmith Helper, as needed	13.00	per day
Six Screen Laborers, as needed	8.61	each per day
Twenty-six Laborers, as needed	7.83	each per day

Section 64.

DEPARTMENT OF PUBLIC WORKS—BUREAU OF WATER

General Office

Managing Engineer	\$ 6,668.00	per annum
Assistant Managing Engineer	5,617.00	per annum
Chief Clerk	3,803.00	per annum
Record Clerk	3,570.00	per annum
Stenographer	2,920.00	per annum

Section 65.

BUREAU OF WATER—FILTRATION DIVISION

Division Superintendent	\$ 4,565.00	per annum
Assistant Division Superintendent	3,769.00	per annum
Clerk	2,773.00	per annum
Stenographer-Clerk	2,358.00	per annum

Telephone Clerk	2,074.00 per annum
Chief Analyst	3,954.00 per annum
Bacteriologist	3,328.00 per annum
Junior Chemist	2,721.00 per annum
Junior Bacteriologist	2,493.00 per annum
Assistant Chemist	2,493.00 per annum
Laboratory Assistant	2,212.00 per annum
Four Filter Foremen	2,799.00 each per annum
Filter Attendant	2,734.00 per annum
Four Gate Mechanics	2,734.00 each per annum
Six Assistant Filter Attendants	2,506.00 each per annum
Four Chlorine Attendants	2,159.00 each per annum
Laboratory Cleaner	1,893.00 per annum
Electrician, 260 days.....	(Jan.-Mar. 18.00 per day
	(April-Dec. 19.00 per day
Plumber, 260 days	18.00 per day
Laborers, Total 31,200 days	8.50 each per day
Temporary Laborers, 1,560 days	8.50 each per day

Section 66.

BUREAU OF WATER—MECHANICAL DIVISION

Division Superintendent	\$ 5,086.00 per annum
Assistant Power Engineer	4,924.00 per annum
Division Clerk	3,095.00 per annum
Clerk	2,799.00 per annum
Utility Clerk	2,159.00 per annum
Stenographer	2,306.00 per annum
Designing Draftsman	4,265.00 per annum
Designing Draftsman	2,882.00 per annum
Master Mechanic	4,565.00 per annum
Supervisor of Repairs	3,225.00 per annum
Supplies Checker	2,358.00 per annum
Bricklayers	19.60 each per day
Two Electricians.....	(Jan.-Mar. 18.00 each per day
	(April-Dec. 19.00 each per day
Carpenter	18.00 per day
Steamfitter	18.00 per day
Four Machinists	18.00 each per day
Blacksmith	18.00 per day
Three Repairmen	12.75 each per day
Laborers	7.83 each per day

Section 67.

BUREAU OF WATER—BRILLIANT PUMPING STATION

Chief Engineer	\$ 4,488.00 per annum
Clerk	2,358.00 per annum
Two First Assistant Engineers.....	14.00 each per day
Three Pumpmen	12.75 each per day

Section 68.

BUREAU OF WATER—ASPINWALL PUMPING STATION

Chief Engineer	\$ 4,488.00 per annum
Clerk	2,212.00 per annum
Three First Assistant Engineers.....	14.00 each per day
Six Apprentice Engineers	12.00 each per day
Three Apprentice Engineers	12.00 each per day
Boiler Tender	12.75 per day
Apprentice Engineer	12.00 per day

Section 69.

BUREAU OF WATER—ROSS PUMPING STATION

Chief Engineer	\$ 4,488.00 per annum
Three First Assistant Engineers.....	14.00 each per day
Six Apprentice Engineers.....	12.00 each per day
Three Apprentice Engineers.....	12.00 each per day
Boiler Tender	12.75 per day
Apprentice Engineer	12.00 per day

Section 70.

BUREAU OF WATER—HERRON HILL PUMPING STATION

Chief Engineer	\$ 4,177.00 per annum
Two First Assistant Engineers	14.00 each per day

Section 71.

BUREAU OF WATER—MISSION STREET PUMPING STATION

Chief Engineer	\$ 4,177.00 per annum
Three First Assistant Engineers.....	14.00 each per day
Three Apprentice Engineers	12.00 each per day
Three Pumpmen	12.75 each per day
Boiler Tender	12.75 per day

Section 72.

BUREAU OF WATER—HOWARD STREET PUMPING STATION

Chief Engineer	\$ 4,177.00 per annum
Two First Assistant Engineers	14.00 each per day

Section 73.

BUREAU OF WATER—LINCOLN PUMPING STATION

Pumpman	\$ 12.75 per day
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Section 74.

BUREAU OF WATER—PUMPING STATION RELIEF CREW ALL STATIONS

Three First Assistant Engineers.....	\$ 14.00 each per day
Four Apprentice Engineers	12.00 each per day
Relief Pumpman	12.75 per day

Section 75.

BUREAU OF WATER—DISTRIBUTION DIVISION

Division Superintendent	\$ 5,086.00 per annum
Counter Clerk	3,095.00 per annum
Clerk	2,533.00 per annum
Two Clerks	2,306.00 each per annum
Stock Clerk	2,212.00 per annum
Information Clerk	2,159.00 per annum
Utility Clerk (Male)	2,159.00 per annum
Stenographer-Clerk	2,626.00 per annum
Principal Assistant Engineer	4,565.00 per annum
Construction Engineer	4,265.00 per annum
Two Assistant Engineers	3,275.00 each per annum
Designing Draftsman	3,769.00 per annum
Designing Draftsman	2,880.00 per annum

Two Engineering Draftsmen -----	2,799.00 each per annum
Two Rodmen -----	2,358.00 each per annum
Chainman -----	2,279.00 per annum
Four Storekeepers -----	2,358.00 each per annum
Two Telephone Clerks -----	2,159.00 each per annum
Chief Pipe Line Inspector -----	2,903.00 per annum
Twenty-four Service Inspectors -----	2,573.00 each per annum
Supervisor of Pipe Lines -----	4,265.00 per annum
Four Assistant Supervisors of Pipe Lines -----	3,570.00 each per annum
General Service Foreman -----	4,381.00 per annum
Assistant General Service Foreman -----	3,041.00 per annum
Thirty-seven Watchmen -----	2,159.00 each per annum
Three Watchmen -----	1,778.00 each per annum
Seventeen Drivers -----	3,141.00 each per annum
Four Temporary Watchmen (16 months) -----	180.00 each per month
Meter Shop Clerk -----	2,321.00 per annum
Nine Meter Repairmen -----	2,573.00 each per annum
Five Pipe Line Foremen -----	2,961.00 each per annum
Two Drillers -----	2,573.00 each per annum
Pipemen, 4,522 days -----	8.48 each per day
Laborers, 9,338 days -----	7.83 each per day
Plumbers, 1,040 days -----	18.00 each per day
Carpenters, 260 days -----	18.00 per day
Blacksmith, 260 days -----	18.00 per day

Section 76.

BUREAU OF TESTS

Chief Engineer -----	\$ 5,513.00 per annum
Stenographer-Clerk -----	2,386.00 per annum
Senior Chemist -----	4,473.00 per annum
Two Junior Chemists -----	2,799.00 each per annum
Inspector Chemist -----	2,799.00 per annum
Materials Engineer -----	4,265.00 per annum
Assistant Asphalt Technologist -----	3,095.00 per annum
Asphalt Technologist -----	3,954.00 per annum
Chief Inspector -----	3,570.00 per annum
Four Materials Inspectors -----	2,961.00 each per annum
Laboratory Assistant -----	2,386.00 per annum
Sample Collector and Chauffeur -----	2,674.00 per annum
Two Asphalt Analysts -----	3,206.00 each per annum
Chemist (½ salary to be paid from tax funds and ½ from bond funds) -----	3,600.00 per annum

Section 77.

DEPARTMENT OF PARKS AND RECREATION

BUREAU OF ADMINISTRATION—GENERAL OFFICE

Director -----	\$ 6,518.00 per annum
Superintendent of Administration -----	3,509.00 per annum
Chief Clerk -----	3,509.00 per annum
Stenographer-Clerk -----	2,653.00 per annum
Clerk -----	2,947.00 per annum
Clerk -----	2,358.00 per annum
Permit Clerk -----	2,239.00 per annum
Stenographer -----	2,118.00 per annum
Stenographer -----	1,964.00 per annum
Storekeeper -----	2,321.00 per annum

There shall also be created and established in the Department of Parks and Recreation the following positions at the rate of compensation respectively set forth, the cost of services of said employees to be payable from the proper fund or funds appropriated for such purpose from the proceeds derived or to be derived from the sale of bonds or notes authorized for improvements, upon which the services of said employees are respectively engaged:

Draftsmen, as needed -----	\$ 233.91 each per month
Designing Draftsmen, as needed -----	274.91 each per month
Sr. Designing Draftsmen, as needed -----	301.58 each per month
Sr. Designing Engineers, as needed -----	360.25 each per month
Designing Engineers, as needed -----	328.00 each per month
Technical Assistants, Class "A," as needed -----	249.00 each per month
Technical Assistants, Class "B," as needed -----	221.00 each per month
Technical Asistants, Class "C," as needed -----	193.00 each per month
Contract Typist (Male) -----	225.00 per month

Section 78.

PARK GUARDS

Chief Guard -----	\$ 3,056.00 per annum
Twenty-four Park Guards -----	2,864.00 each per annum

Each of the Park Guards shall be paid during the month of April of each year an additional sum of \$50.00 for the purchase of uniforms.

Section 79.

CONSERVATORIES AND GARDENS

Horticultural Consulant -----	\$ 3,919.00 per annum
Conservatory Foreman -----	3,473.00 per annum
Ten Florists -----	2,506.00 each per annum
Seven Greenhouse Attendants -----	8.22 each per day
Laborers -----	7.83 each per day
Four Watchmen, 365 days each -----	7.70 each per day
Junior Gardeners -----	4.57 each per day

Section 80.

HIGHLAND PARK ZOO

Superintendent -----	\$ 5,166.00 per annum
Assistant Head Keeper -----	2,561.00 per annum
Collection Clerk and Timekeeper -----	2,483.00 per annum
Seven Animal Keepers -----	2,625.00 each per annum
Laborers, 4,064 days -----	7.83 each per day
Junior Gardeners -----	4.57 each per day

Section 81.

BUREAU OF GROUNDS AND BUILDINGS

CENTRAL DIVISION

Superintendent—Grounds and Buildings -----	\$ 5,430.00 per annum
Park Supervisor -----	3,497.00 per annum
Park Foreman -----	2,788.00 per annum
Three Park Foremen -----	2,668.00 each per annum
Two Drivers -----	3,141.00 each per annum
Two Teamsters -----	3,141.00 each per annum
Greenskeeper -----	2,641.00 per annum
Four Caretakers -----	2,239.00 each per annum

Two Caretakers	1,878.00 each per annum
Two Matrons	1,964.00 each per annum
Stable Foreman	2,885.00 per annum
Assistant Stable Foreman	2,885.00 per annum
Two Female Attendants—6 months each.....	1,792.00 per annum
Caddymaster, 184 days	7.83 per day
Motor Mower Operator, 260 days	8.35 each per day
Laborers	7.83 each per day
Junior Gardeners	4.57 each per day
Matrons	.67 each per hour
Checkers	.67 each per hour
Two Temporary Laborers—Mellon Park (Payable from Trust Fund)	7.83 each per day

Section 82.

SOUTH SIDE DIVISION

Park Supervisor	\$ 3,497.00 per annum
Seven Park Foremen	2,668.00 each per annum
Driver	3,141.00 per annum
Five Caretakers	2,239.00 each per annum
Caretaker	2,141.00 per annum
Three Caretakers	1,878.00 each per annum
Three Matrons	1,964.00 each per annum
Laborers, 9,703 days	7.83 each per day
Matrons, 4,557 hours	.67 each per hour
Checkers	.67 each per hour

Section 83.

EAST END DIVISION

Park Supervisor	\$ 3,497.00 per annum
Two Park Foremen	2,668.00 each per annum
Two Teamsters	3,141.00 each per annum
Caretaker	2,239.00 per annum
Two Matrons	1,964.00 each per annum
Laborers, 8,919 days	7.83 each per day
Junior Gardeners	4.57 each per day
Matrons, 3,724 hours	.67 each per hour
Checkers	.67 each per hour

Section 84.

NORTH SIDE DIVISION

Park Supervisor	\$ 3,497.00 per annum
Two Park Foremen	2,788.00 each per annum
Two Teamsters	3,141.00 each per annum
Division Clerk	2,159.00 per annum
Three Caretakers	2,239.00 each per annum
Caretaker	1,878.00 per annum
Matron	1,964.00 per annum
Laborers, 9,252 days	7.83 each per day
Junior Gardeners	4.57 each per day
Matrons, 3,034 Hours	.67 each per hour
Checkers	.67 each per hour

Section 85.

DEPARTMENT OF PARKS AND RECREATION

DIVISION OF CONSTRUCTION AND REPAIRS

Supervising Engineer	\$ 5,166.00 per annum
General Foreman	3,132.00 per annum
Office Assistant	2,466.00 per annum
Designer and Supervisor of Park Construction.....	3,206.00 per annum
Mechanical Foreman	3,095.00 per annum
Assistant Mechanical Foreman	2,293.00 per annum
Assistant Mechanical Foreman	2,828.00 per annum
One Hoisting and Portable and Steam Motor Engineer, 200 days	19.20 per day
Engineer, 365 days	14.00 per day
Three Apprentice Engineers, 810 days.....	12.00 each per day
Four Carpenters, 1,040 days.....	18.00 each per day
Three Painters, 720 days	16.00 each per day
Two Skilled Laborers	8.79 each per day
Three Laborers, 900 days	7.83 each per day

Section 86.

DIVISION OF FORESTRY

Forester	\$ 2,828.00 per annum
Tree Surgeon	2,613.00 per annum
Foreman	2,734.00 per annum
Crew Foreman	2,540.00 per annum
Forestry Clerk	2,400.00 per annum
Laborers, 1800 days	7.83 each per day
Junior Gardeners	4.57 each per day
Tree Pruners, 3000 days	8.37 each per day

Section 87.

BUREAU OF RECREATIONAL ACTIVITIES

Activities Superintendent for Recreational.....	\$ 5,430.00 per annum
Three General Supervisors	3,449.00 each per annum
Director of Activities	3,449.00 per annum
General Supervisor—Women's and Children's Activities — Female	3,449.00 per annum
Eleven Community Center Directors	2,947.00 each per annum
Thirteen Recreation Leaders — Class I.....	2,358.00 each per annum
Twenty-three Recreation Leaders—Class II.....	2,239.00 each per annum
Nine Recreation Leaders — Class III.....	1,878.00 each per annum
Park Naturalist	2,445.00 per annum
Golf Instructor	2,400.00 per annum
Swimming Director	2,947.00 per annum
Two Swimming Guards	2,306.00 each per annum
Supervisor—Moore Playground—6 months	231.00 per month
Camp Director—2½ Months per annum.....	268.00 per month
Director in Charge—Carnegie Lake Swimming Pool, not to exceed 3 months	268.00 per month
145 Recreation Leaders—Summer—5510 days.....	6.51 each per day
Activity Instructors (part time).....	.78 each per hour
Head Swimming Guards, 13,685 hours.....	1.10 each per hour
Swimming Guards, 27,545 hours	.98 each per hour
Assistant Camp Director, 35 days per annum.....	7.83 per day
Three Head Counsellors, 35 days each per annum.....	7.18 each per day

Six Junior Counsellors, 35 days each per annum-----	3.91 each per day
First Aid Nurse, 85 days per annum-----	7.18 per day

Section 88.

FRICK PARK

Supervisor -----	\$ 3,750.00 per annum
Forester -----	3,161.00 per annum
Nursery Foreman -----	2,561.00 per annum
Senior Park Naturalist -----	3,750.00 per annum
Two Park Naturalists -----	2,445.00 each per annum
Division Clerk (six days per week)-----	2,159.00 per annum
Five Park Guards -----	2,864.00 each per annum
Matron -----	1,964.00 per annum
Carpenters -----	18.00 each per day
Motor Mower Operators -----	8.35 each per day
Carpenters -----	7.83 each per day
Junior Gardeners -----	4.57 each per day

Each of the Park Guards shall be paid during the month of April of each year an additional sum of \$50.00 for the purchase of uniforms, chargeable to and payable from the Frick Park Trust Fund.

Section 89. Payment in the amount of \$1.00 per hour, in addition to their salaries as set up in this Ordinance, is authorized to the following employees of the Department of Public Works for the time actually spent by them on the various projects under which the Bureau of Community Facilities, Federal Works Agency, has made advances to the City for the preparation of plans from funds advanced by said Bureau of Community Facilities, or from Bond Fund 166-10, appropriated by Council for engineering and other necessary expenses, which Bond Fund shall be reimbursed when final payment is made by the Bureau of Community Facilities, upon certification by the Director of the Department of Public Works.

"SECTION 48. DEPARTMENT OF PUBLIC WORKS—GENERAL OFFICE
2—Stenographer-Clerks"

"SECTION 52. BUREAU OF ENGINEERING—GENERAL OFFICE
Technical Assistant, Class "A"

"SECTION 53. DIVISION OF SURVEYS AND DESIGNS
Senior Designing Engineer
Designing Draftsman"

"SECTION 55. DIVISION OF BRIDGES
Division Engineer"

Section 90. There shall also be created and established in the Department of Public Works the following positions at the rates of compensation respectively set forth, the cost of services of said employees to be payable from the particular fund or funds appropriated for such purpose from the proceeds derived or to be derived from the sale of bonds or notes authorized for improvements, upon which the services of said employees are respectively engaged. The total incumbency of the various positions shall not exceed the number of months set forth under their respective positions.

Designing Engineer, for 6 months-----	\$ 302.00 per month
Five Field Engineers, for 28 months -----	276.00 each per month
Two Senior Designing Draftsmen, for 12 months-----	276.00 each per month
Ten Technical Assistants, Class "A," for 58 months----	249.00 each per month
Twenty Technical Assistants, Class "B," for 100 months	221.00 each per month
Five Technical Assistants, Class "C," for 25 months--	193.00 each per month

Section 91. There shall be created and established in the Department of Public Works the following positions at the rates of compensation respectively set forth, the cost of services of such employees to be payable from funds appropriated by Council for engineering services for surveys and preparation of plans for public improvements:

Bridge Designing Engineers, as needed.....	\$ 500.00 each per month
Architects, as needed	500.00 each per month
Structural Engineers, as needed.....	450.00 each per month
Electrical Engineers, as needed.....	450.00 each per month
Assistant Bridge Designing Engineers, as needed.....	425.00 each per month
Designing Architects, as needed	425.00 each per month
Senior Bridge Designers, as needed.....	375.00 each per month
Architectural Designers, as needed.....	375.00 each per month
Jr. Bridge Designers, as needed.....	325.00 each per month
Jr. Architectural Designers, as needed.....	325.00 each per month
Senior Designing Engineers, as needed.....	328.00 each per month
Designing Engineers, as needed.....	302.00 each per month
Senior Designing Draftsmen, as needed.....	276.00 each per month
Field Engineers, as needed	276.00 each per month
Technical Assistants, Class "A," as needed.....	249.00 each per month
Technical Assistants, Class "B," as needed.....	221.00 each per month
Technical Assistants, Class "C," as needed.....	193.00 each per month

Section 92. All positions herein designated, not heretofore existing, shall be and the same are hereby created and established at the salaries or wages herein prescribed and the proper City Officers are hereby authorized to fill such positions in the manner prescribed by law.

Section 93. That any Ordinance or

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 24, 1947.

Approved December 27, 1947.

Ordinance Book 55, Page 193.

No. 563

AN ORDINANCE — Authorizing the purchase of water lines and appurtenances in the Ridgemont Plan of Lots in the 20th Ward for the sum of \$13,956.70 from the Pittsburgh Harvey Corporation.

Whereas the Pittsburgh Harvey Corporation has constructed water lines on Ridgemont Drive and Hestor Drive in the Ridgemont Plan of Lots, 20th Ward, consisting of approximately 2,583 lineal feet of 6" water main, with pipe fittings, fire hydrants, valves, valve boxes, connections, etc., which water lines will supply homes recently erected or in course of erection on the said streets; and,

Whereas, these water lines comply with City specifications and will constitute a proper addition to the water distribution system of the City of Pitts-

burgh; Now, therefore,

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works be authorized to purchase the existing water lines on Ridgemont drive and Hestor drive in the Ridgemont Plan of Lots, 20th Ward, consisting of 2,583 lineal feet of 6" water main, with pipe fittings, fire hydrants, valves, valve boxes, connections, etc., for the sum of \$13,956.70, from the Pittsburgh Harvey Corporation.

Section 2. That upon receipt of proof of ownership by the Pittsburgh Harvey Corporation without encumbrance and bill of sale conveying the said water lines to the City, both in form approved by the City Solicitor, the Mayor is hereby authorized to issue and the City Controller to countersign a warrant in favor of the Pittsburgh Har-

vey Corporation in the amount of \$13,-956.70 in payment thereof, and charge same to Code Account No. 42, Contingent Fund.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 24, 1947.

Approved December 29, 1947.

Ordinance Book 55, Page 225.

No. 564

AN ORDINANCE—Supplementing Section 79a of Ordinance No. 279, entitled, "An Ordinance supplementing Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof, approved December 28, 1946,' by adding thereto a new section to be known as Section 79a, Department of Parks and Recreation," approved July 23, 1947.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 79a of Ordinance No. 279, entitled, "An Ordinance supplementing Ordinance No. 501, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof, approved December 28, 1946,' by adding thereto a new section to be known as Section 79a, Department of Parks and Recreation," approved July 23, 1947, shall be supplemented by adding:

Designing Engineers, as needed-----	
-----\$328.00 each per month	
Technical Assistants, Class "A," as	
needed -----	\$249.00 each per month
Technical Assistants, Class "B," as	
needed -----	\$221.00 each per month
Technical Assistants, Class "C," as	
needed -----	\$193.00 each per month
Contract Typist (Male) -----	
-----	\$225.00 per month

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1947.

Approved December 29, 1947.

Ordinance Book 55, Page 225.

No. 565

AN ORDINANCE—Transferring \$100.00 to C. A. 1366, and \$100.00 to C. A. 1367-11, Bureau of Repairs, Department of Lands and Buildings, from C. A. 1807, Repairs, Department of Parks and Recreation.

Whereas, upon Certification of the existence of an emergency duly submitted, Section 36 of the Salary Ordinance 501, has been amended by striking out the limitation of the number of days for certain employees of the Department of Lands and Buildings, Bureau of Operating Maintenance.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the following sums:

TO CODE ACCOUNTS NO.

1366	Wages, Regular Employees, Carpenters -----	\$100.00
1367-11	Wages, Regular Employees, Skilled Laborers---	100.00

Bureau of Repairs, Department
of Lands and Buildings ----- \$200.00

FROM CODE ACCOUNT NO.

1807 Repairs ----- \$200.00
Department of Parks and Recreation.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1947.

Approved December 29, 1947.

Ordinance Book 55, Page 226.

No. 566

AN ORDINANCE — Transferring the sum of \$4,750.00 from C. A. Nos. 1201 and 1235 to C. A. Nos. 1231-3, 1239-2, 1239-4, 1252, 1258 and 1259, Department of Public Health.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the following within the various code accounts of the Department of Public Health:

FROM CODE ACCOUNT NOS.

1201	Salaries, Regular Employees, General Office	-----	\$1,000.00
1235	Salaries, Regular Employees, Municipal Hospital	-----	3,750.00
			\$4,750.00

TO CODE ACCOUNT NOS.

1231-3	Electric Current, Tuberculosis Hospital	-----	\$ 600.00
1239-2	Coal, Gas, etc., Municipal Hospital	-----	2,500.00
1239-4	Electric Current, Municipal Hospital	-----	500.00
1252	Supplies, Bureau of Inspection	-----	150.00
1258	Miscellaneous Services, Bureau of Smoke Prevention	-----	400.00
1259	Supplies, Materials, Repairs and Equipment	-----	600.00
			\$4,750.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1947.
Approved December 29, 1947.
Ordinance Book 55, Page 226.

No. 567

AN ORDINANCE—Authorizing the issuance of warrants in favor of

John Charles Sparrows in the sum of \$36.00 for equipment furnished the Civil Service Commission; E. W. Coal Company in the sum of \$37.41 for coal furnished the Bureau of Highways and Sewers, and MacNeil Contracting Co. in the sum of \$133.20 for conduit furnished the City Treasurer's Office, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants as follows:

John Charles Sparrows in the sum of \$36.00 for equipment furnished the Civil Service Commission, the same to be chargeable to and payable from Code Account No. 1101-1, Equipment, Civil Service Commission.

E. W. Coal Company in the sum of \$37.41 for coal furnished the Bureau of Highways and Sewers, the same to be chargeable to and payable from Code Account No. 1615, Supplies, Bureau of Highways and Sewers.

MacNeil Contracting Company in the sum of \$133.20 for conduit furnished the City Treasurer's Office, the same to be chargeable to and payable from Code Account No. 1064-1, Materials, City Treasurer's Office.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1947.

Approved December 29, 1947.

Ordinance Book 55, Page 227.

No. 568

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Diulus Construction Company in the sum of \$1,611.80 in payment for extra work performed on contract in the Department of Public Works for the

benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Diulus Construction Company in the sum of \$1,611.80 in payment for extra work performed on Contract, Controller's Register No. 10,363, in the Department of Public Works, for the benefit of the City without previous authority of law, and charge same to Bond Fund 170-21, Grading and Paving of 29½ street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1947.

Approved December 29, 1947.

Ordinance Book 55, Page 228.

No. 569

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Dravo Corporation for \$8,946.15, in payment for materials furnished, inspection, servicing and repairs of pumping units No. 1 and 2, Ross Pumping Station, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Dravo Corporation in the sum of \$8,946.15, in payment for materials furnished, inspection, servicing and repairs of pumping units No. 1 and 2, Ross Pumping Station, for the benefit of the City without previous authority of law, and charge same to Code Account No. 1773, Repairs, Mechanical

Division, Bureau of Water, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 22, 1947.

Approved December 29, 1947.

Ordinance Book 55, Page 228.

No. 570

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of One Truck Body for the Bureau of Fire, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible bidder for the furnishing and delivery of One Truck Body at a cost not to exceed the sum of \$2200.00 for the Bureau of Fire, Department of Public Safety, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from Code Account No. 1468, Equipment, Bureau of Fire, Department of Public Safety.

"From the funds to be provided the Bureau of Fire for equipment in the 1948 Budget."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1947.

Approved December 29, 1947.

Ordinance Book 55, Page 229.

No. 571

AN ORDINANCE—Authorizing and directing the construction of a public sewer on KINGWOOD STREET, from a point about 100' Northeast of Bermuda street to the existing sewer on Elwyn avenue, including all other work necessary in connection therewith; letting a contract or contracts therefor, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That a Public Sewer be constructed on KINGWOOD STREET, from a point about 100' Northeast of Bermuda street to the existing sewer on Elwyn avenue.

Commencing on Kingwood street at a point about 100' Northeast of Bermuda street; thence Southwardly along Kingwood street to the existing sewer on Elwyn avenue.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section I of this ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of FORTY-FIVE HUNDRED (\$4,500.00) DOLLARS which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1947.

Approved December 29, 1947.

Ordinance Book 55, Page 229.

No. 572

AN ORDINANCE—REPEALING Ordinance No. 399, approved March 30, 1895, entitled "An Ordinance approving, confirming and locating certain streets, avenues and alleys in the City of Pittsburgh, as laid out in a certain plan known as a "Plan of Part of the Eighteenth and Nineteenth Wards, approved by Council November 14, 1887, etc.," insofar as said Ordinance locates Unicorn street (formerly Ursina street) from Stanton avenue to property line, and setting aside, annulling and vacating the location of Unicorn street (formerly Ursina street) from Stanton avenue to property line, as laid out and located in the said plan.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. Ordinance No. 399, approved March 20, 1895, entitled, "An Ordinance approving, confirming and locating certain streets, avenues and alleys in the City of Pittsburgh, as laid out in a certain plan known as "Plan of Part of the Eighteenth and Nineteenth Wards, approved by Council November 14, 1887, etc.," insofar as said Ordinance locates Unicorn street (formerly Ursina street) from Stanton avenue to property line shall be and the same is hereby repealed and the location of Unicorn street (formerly Ursina street) from Stanton avenue to property line, as laid out and located in the said plan shall be and the same is hereby set aside, annulled and vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1947.

Approved December 29, 1947.

Ordinance Book 55, Page 230.

No. 573

A N ORDINANCE—Amending Ordinance No. 362, enacted into law on the 2nd day of September, 1947, and approved by the Deputy Mayor, September 10, 1947, granting to Midtown Motors, Inc., the right to construct, maintain and use certain projections over the southerly line of Bigelow boulevard in the 2nd Ward of the City of Pittsburgh.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Ordinance No. 362, approved September 10, 1947, be and the same is hereby amended by substituting the name of the Central Lincoln-Mercury, Inc., for the Midtown Motors, Inc., wherever the name Midtown Motors, Inc., appears in the ordinance.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1947.

Approved December 29, 1947.

Ordinance Book 55, Page 230.

No. 574

A N ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement for and on behalf of the City of Pittsburgh with the Borough of Greentree, affixing the share of the cost of the construction, maintenance and repairs of the sewer on Greentree road from a point near the City-Borough Line at Hamburg street to the McCartney Run Storm Trunk Sewer at Wabash avenue and the Saw Mill Run Main Trunk Sanitary Sewer from McKnight street to an outlet in

the Ohio River and its share of the cost of constructing, operating, maintaining and any other work necessary in connection with a plant for the treatment or disposal of the sewage discharged by said sewers as may be required in the future, and granting permission to the said Borough to connect with the said City Sewer on Greentree road and providing for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into an agreement for and on behalf of the City of Pittsburgh, with the Borough of Greentree in manner and form as follows:

THIS AGREEMENT

Made and entered into this..... day of....., by and between the Borough of Greentree and the City of Pittsburgh, both being municipal corporations of the Commonwealth of Pennsylvania.

WITNESSETH

WHEREAS, the City of Pittsburgh has constructed a combined sewer on Greentree road, from a point near the City-Borough Line at Hamburg street to the McCartney Run Storm Trunk Sewer at Wabash avenue, and the Saw Mill Run Main Trunk Sanitary Sewer from McKnight street to an outlet in the Ohio River, and

WHEREAS, the Borough of Greentree is desirous of draining a parcel of land to the City Sewer on Greentree road near the City-Borough Line at Hamburg street comprising 18.90 acres, extending from the City-Borough Line at Hamburg street, southwardly, as shown on Plan submitted by the Borough of Greentree, being Plan Accession No. J. D.-361, on file in the Bureau of Engineering, Department of Public Works.

NOW, THEREFORE, the parties hereto, for and in consideration of the mutual covenants and conditions hereinafter specified, do hereby agree as follows:

I.

The City agrees to permit the Borough of Greentree to discharge the combined drainage from a parcel of ground comprising 18.90 acres, extending from the City-Borough Line at Hamburg street, southwardly, to the City Sewer on Greentree road at Hamburg street.

II.

In consideration of this permission the Borough agrees to pay to the City the sum of \$5,200.00, said sum being fixed as its share of the cost of constructing the sewer on Greentree road, from a point near the City-Borough Line at Hamburg street, to the McCartney Run Storm Trunk Sewer at Wabash avenue, and the Saw Mill Run Main Trunk Sanitary Sewer from McKnight street, to an outlet in the Ohio river. This amount to be payable within sixty days after completion of the connection discharging to the City Sewer on Greentree road at Hamburg street.

III.

The City agrees to maintain and keep in repair the said sewer on Greentree road from a point near the City-Borough Line at Hamburg street to the McCartney Run Storm Trunk Sewer at Wabash avenue, and the Saw Mill Run Main Trunk Sanitary Sewer from McKnight street to an outlet in the Ohio river, and the Borough agrees to pay 27.50% of the cost of said maintenance including reconstruction, repairs, and all work necessary in connection with the City Sewer on Greentree road from a point near the City-Borough Line at Hamburg street to the McCartney Run Storm Trunk Sewer at Wabash avenue, and 0.16% of the cost of the said maintenance including reconstruction, repairs, and all work necessary in connection with the Saw Mill Run Main Trunk Sanitary Sewer from McKnight street, to an outlet in the Ohio river.

Said amounts to be due and payable within thirty (30) days after presentation of a certified statement by the City to the Borough. In event of any dispute as to the cost of maintenance including reconstruction, repairs, and other work necessary, the decision

of the Director of the Department of Public Works shall control.

IV.

It is further agreed by the Borough that if the City shall be required to extend the said Saw Mill Run Main Trunk Sanitary Sewer from the outlet in the Ohio river or to construct sewage treatment works, and do any other work necessary in connection with the drainage or disposal, then in that event, the Borough will share its proportionate share of the cost of construction, maintenance including reconstruction, repair and operation of such extension and such sewage treatment works. Said proportionate share shall be 0.16% of the total cost.

V.

This agreement shall become effective from the date of its execution.

IN WITNESSETH WHEREOF, the parties hereto have caused this agreement to be duly executed the day and year first above written.

CITY OF PITTSBURGH

By: _____
Mayor.

ATTEST:

Secretary to the Mayor.

By: _____
Director of Department of
Public Works.

APPROVED AS TO FORM

City Solicitor.

COUNTERSIGNED

City Controller.

BOROUGH OF GREENTREE

By: _____

ATTEST:

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1947.

Approved December 29, 1947.

Ordinance Book 55, Page 231.

No. 575

AN ORDINANCE—Vacating Harcor drive from Seaton avenue to the east line of Ebenshire Village Plan of Lots No. 2.

WHEREAS, it appears by the petition and affidavit on file in the office of the City Clerk that the owners of all of the property fronting or abutting on the lines of Harcor drive from Seaton avenue to the east line of Ebenshire Village Plan of Lots No. 2, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; THEREFORE:

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Harcor drive from Seaton avenue to the east line of Ebenshire Village Plan of Lots No. 2 as laid out in Ebenshire Village Plan of Lots No. 2, on record in the Recorder's Office of Allegheny County, in Plan Book Volume 41, Page 94, shall be and same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 22, 1947.

Approved December 29, 1947.

Ordinance Book 55, Page 233.

No. 576

AN ORDINANCE — Transferring the sum of \$14,000.00 from Code Ac-

count No. 46, Judgments, to Code Account No. 42, Contingent Fund.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$14,000.00 from Code Account No. 46, Judgments, to Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1947.

Approved December 30, 1947.

Ordinance Book 55, Page 233.

No. 577

AN ORDINANCE—Authorizing the issuance of a warrant in favor of Duquesne Light Company in the sum of \$60,182.82 in payment for street lighting service furnished, during the month of December 1947, for the benefit of the City without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Duquesne Light Company in the sum of \$60,182.82 in payment for street lighting service furnished, during the month of December 1947, for the benefit of the City without previous authority of law, and charge same to Code Account No. 1597-2, Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1947.

Approved December 31, 1947.

Ordinance Book 55, Page 234.

No. 578

AN ORDINANCE—Authorizing the issuance of a warrant in favor of the General Wrecking Company for \$800.00 for the razing of and removal of a three story brick building located 5 Tannehill street (Contract Bid \$450.00) and a two story brick building located at 23 Congress street (Contract Bid \$350.00) said razing and removal having been done without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the General Wrecking Company for \$800.00 for the razing of and removal of a three story brick building located at 5 Tannehill street (Contract Bid \$450.00) and a two story brick building located at 23 Congress street (Contract Bid \$350.00) said razing and removal having been done without previous authority of law, to be charge to and payable from Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1947.

Approved December 31, 1947.

Ordinance Book 55, Page 234.

No. 579

AN ORDINANCE—Authorizing the issuance of warrants in favor of Westinghouse Electric Corporation in the sum of \$900.00 and the Eastman Kodak Stores, Inc., in the sum of \$59.38 for supplies and services furnished to the Department of Public Health without previous authority of law.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following in payment for supplies and services furnished the Department of Public Health for the benefit of the City without previous authority of law:

Westinghouse Electric Corporation in the sum of \$900.00 chargeable to Code Account 1242-1, Elevator Maintenance Contract, Municipal Hospital.

Eastman Kodak Stores Inc. in the sum of \$59.38 chargeable to Code Account 1231-5, X-Ray Supplies, Tuberculosis Hospital.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1947.

Approved December 31, 1947.

Ordinance Book 55, Page 235.

No. 580

AN ORDINANCE—Transferring the sum of \$425.00 from Code Account No. 1420 to Code Account No. 1422, Medical Division, D. P. S.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the City Controller be and he is hereby authorized and directed to transfer the sum of \$425.00 from Code Account No. 1420, Supplies, to Code Account No. 1422, Equipment, Medical Division, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1947.

Approved December 31, 1947.

Ordinance Book 55, Page 235.

No. 581

AN ORDINANCE—Amending Section 1 of Ordinance No. 289, approved July 29, 1947, entitled, "An Ordinance appropriating and setting aside the sum of Eighteen Hundred (\$1,800.00) Dollars for the City's share of the purchase of two hot water circulating tanks in the City-County Building."

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That Section 1 of Ordinance No. 289, approved July 29, 1947, entitled, "An Ordinance appropriating and setting aside the sum of Eighteen Hundred (\$1,800.00) Dollars for the City's share of the purchase of two hot water circulating tanks in the City-County Building," shall be amended by striking out the words "not exceeding the sum of Eighteen Hundred (\$1,800.00) Dollars" and substituting therefor the words "not exceeding the sum of Thirty-seven Hundred Fifty (\$3,750.00) Dollars."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1947.

Approved December 31, 1947.

Ordinance Book 55, Page 235.

No. 582

AN ORDINANCE—Providing for the letting of a contract for the furnishing and delivery of one Dish washing Machine for the Municipal Hospital, Department of Public Health, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the Director of the Department of Supplies are hereby authorized and directed to advertise for proposals and to let a contract to the lowest responsible

bidder for the furnishing and delivery of one dish washing machine for the Municipal Hospital, Department of Public Health, at a cost not to exceed the sum of \$3,000.00, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be payable from V. D. C. F., Municipal Hospital, Department of Public Health.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 29, 1947.

Approved December 31, 1947.

Ordinance Book 55, Page 236.

No. 583

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and installing of one new gas furnace complete for the Bureau of Fire, Engine Company No. 58, Aliquippa and Wallace streets, Department of Public Safety, and for the payment thereof.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Mayor and the director of the Department of Lands and Buildings shall be, and they are hereby authorized and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the furnishing and installing of a new gas furnace complete, at a cost not to exceed Eighteen Hundred (\$1,800.00) Dollars, for the Bureau of Fire, Department of Public Safety, Engine Company No. 58, Aliquippa and Wallace streets, in accordance with an Act of Assembly entitled, "An Act for the government of the cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements

and amendments thereto and the ordinances of Council in such cases made and provided, chargeable to and payable from Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of the Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1947.

Approved December 31, 1947.

Ordinance Book 55, Page 236.

No. 584

AN ORDINANCE—Granting unto the Eichleay Corporation of Pittsburgh, Pennsylvania, its successors or assigns, the right and privilege to construct, maintain and use footer projections in the easterly and westerly sidewalk areas of South 19th street and a 12' Unnamed way, respectively, in the 17th Ward, Pittsburgh, Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Eichleay Corporation of Pittsburgh, Pennsylvania, its successors or assigns, is hereby given the right, privilege and authority to construct, maintain and use footing projections in the easterly and westerly sidewalk areas of South 19th street and a 12' Unnamed way, respectively, in the 17th Ward, Pittsburgh, Pennsylvania.

The footer projections to be constructed by virtue of this Ordinance are to occupy portions of the easterly and westerly sidewalk areas of South 19th street and a 12' Unnamed way, respectively, bounded and described as follows:

Beginning on the east property line of South 19th street, distant 32.25' southwardly from the southerly line of Merriman way; thence along the easterly property line of South 19th street a distance of 4.5', projecting into South 19th street 1'; said footer projection

being 1.5' thick, with base at elevation 735.56'; thence along the easterly line of South 19th street a distance of 21.10', projecting into South 19th street a distance of 0.5'; said footer projection being 1' thick, with base at elevation 736.56'; thence along the easterly property line of South 19th street a distance of 4.5', projecting into South 19th street 1'; said footer projection being 1.67' thick with base at elevation 735.40'.

Beginning on the westerly property line of a 12' Unnamed way, just east of South 19th street, distant 33' south of the southerly line of Merriman way; thence for a distance along the westerly property line of said Unnamed way a distance of 46.60', projecting into the Unnamed way a distance of 0.5'; said footer projections to be 1' thick and in courses and elevations from the point of beginning as follows:

For a distance along the westerly property line of Unnamed way 28.60', at an elevation of 736.56'; thence with an ascending grade for a distance of 2' to elevation 739.56'; thence level for a distance of 4.08'; thence with an ascending grade for a distance of 3' to an elevation of 742.56'; thence level for a distance of 3'; thence with an ascending grade for a distance of 3.08' to an elevation of 745.65'; thence level for a distance of 2.83'.

The said footer projections on South 19th street and 12' Unnamed way shall be constructed to the provisions of this Ordinance and in accordance with Plan, Accession No. B-608, on file in the office of the Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. The said Eichleay Corporation of Pittsburgh, Pennsylvania, its successors or assigns, prior to the beginning of the construction of the footer projections, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans, in triplicate, showing the locations for the construction of said footer projections, said plans and the construction of the footer projections shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its power over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the same.

Section 4. The said grantee shall bear the full cost and expense for the repaving and repair of the street or sidewalks above affected by this improvement, or the repair of any structure which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said footer projections; all of said work, including repairs of street or sidewalks, shall be done in a manner and at such times as said Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said footer projections upon giving to the said Eichleay Corporation of Pittsburgh, Pa., its successors or assigns, at least six (6) months written notice from the proper officers of the City pursuant to a resolution or ordinance of Council; and the said Eichleay Corporation of Pittsburgh, Pa., its successors or assigns, when so notified, shall at or before the expiration of the said six (6) months, remove the said footer projections and restore the street to proper condition, at its own cost and expense, and to the satisfaction of the Director of the Department of Public Works.

Section 6. The said Eichleay Corporation of Pittsburgh, Pa., its successors or assigns, shall assume any and all liability and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and subsurface structures therein, caused by or arising out of the construction, maintenance and use of said footer projections, and it is a condition of the grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the conditions that this Ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor, the said Eichleay Corporation of Pittsburgh, Pa., its successors or assigns, shall file with the proper officers of the City, its certificate of acceptance to be executed by the said Eichleay Corporation of Pittsburgh, Pa., its successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1947.

Approved December 31, 1947.

Ordinance Book 55, Page 237.

No. 585

AN ORDINANCE—Granting unto the Crucible Steel Company of America, its successors or assigns, the right and privilege to construct, maintain and use a 2" wrapped steel pipe steam line in a 6" stainless steel pipe casing, in Smallman street, 6th Ward, Pittsburgh, Pennsylvania.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. That the Crucible Steel Company of America, its successors or assigns, is hereby granted the right, privilege and authority to construct, maintain and use, at its own cost and expense, 2" wrapped steel pipe steam line in a 6" stainless steel pipe casing, across and under Smallman street, at the location described as follows:

Beginning at a point on the southerly line of Smallman street, distant 86.5' from the westerly line of 31st St.; thence deflecting to the right 90° 0' 0" across and under Smallman street, for a distance of 60.0' to the north property line of Smallman street. The top of said stainless steel casing about the steam line shall be at an eleva-

tion of 2.5' below the curb grade of Smallman street.

The steam line shall be of 2" wrapped steel pipe, in a 6" stainless steel casing, and shall be constructed in accordance with the provisions of this Ordinance and in accordance with Plan, Accession No. B-607, on file in the office of the Division of Public Utilities, Bureau of Engineering, Department of Public Works.

Section 2. The Crucible Steel Company of America, its successors or assigns, prior to the beginning of construction of said steam line, shall submit to the Director of the Department of Public Works, City of Pittsburgh, a complete set of plans, in triplicate, showing the location and all details for the construction of said steam line, and shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh, and its power over City streets, and to the Ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the same.

Section 4. The said Grantee shall bear the full cost and expense for the repaving and repair of the street and sidewalk above affected by this improvement; or the repair of any structure which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said steam line; all of said work, including repairs of the street and sidewalk shall be done in a manner and at such times as said Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this Ordinance are granted upon the express condition that the City of Pittsburgh, without liability,

reserves the right to cause the removal of the said steam line upon giving to the said Crucible Steel Company of America, its successors or assigns, at least six (6) months written notice from the proper officers of the City, pursuant to a resolution or Ordinance of Council; and the said Grantee, its successors or assigns, when so notified, shall at or before the expiration of said six (6) months, remove the said steam line and restore the street to proper condition, at its own cost and expense, and to the satisfaction of the Director of the Department of Public Works.

Section 6. The said Grantee, its successors or assigns, shall assume any and all liability, and shall save the City of Pittsburgh harmless from and against all damages to persons or property, including the street and sub-surface structures therein, caused by or arising out of the construction, maintenance and use of said steam line, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the condition that this ordinance shall become null and void unless within thirty (30) days after its enactment by Council and approval by the Mayor, the said Grantee, its successors or assigns, shall file with the proper officers of the City its certificate of acceptance, to be executed by said Grantee, its successors or assigns.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 29, 1947.

Approved December 31, 1947.

Ordinance Book 55, Page 239.

RESOLUTIONS

No. 1

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Gold Real Estate Company in the sum of \$61.29, being a refund of taxes erroneously paid on property not owned by it on Wolfendale street, as follows: January 31, \$15.09; April 30, \$15.40; July 31, \$15.40; October 31, \$15.40; and charge the same to Code Account No. 41, Refunds—Taxes and Water Rents.

Passed January 6, 1947.

Approved January 9, 1947.

Resolution Book 11, Page 126.

No. 2

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Charles N. Abernethy and Robert C. Sproul, Jr., Trustees of the Pittsburgh Terminal Warehouse and Transfer Company, Debtor, in the amount of \$8530.52, refunding amount overpaid on taxes for the years 1944 and 1945 on properties of the Debtor in the 17th Ward of the City of Pittsburgh, chargeable to and payable from Code Account No. 41, Refund of Taxes and Water Rents.

Passed January 6, 1947.

Approved January 9, 1947.

Resolution Book 11, Page 126.

No. 3

Whereas, At Treasurer's Sale on June 3, 1946, the City of Pittsburgh purchased a vacant lot in the 22nd Ward owned by C. A. Warren; and

Whereas, Nuncie Caputo, has secured a deed from the former owner conveying the right of redemption, and has offered the City the sum of \$500.00 in purchase of the aforesaid lot under Section 1, of the Act of 1937, P. L. 787; Therefore, be it

Resolved, That the Law Department is hereby authorized and directed to petition Common Pleas Court for the sale of Vacant Lot on Reedsdale street, to Nuncie Caputo, for the sum of \$500.00, in accordance with Section 1 of the Act of 1937, P. L. 787, as amended, and upon confirmation by the court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property and charge the costs to the City of Pittsburgh.

Passed January 6, 1947.

Approved January 9, 1947.

Resolution Book 11, Page 126.

No. 4

Resolved, That the Mayor and the Director of the Department of Lands and Buildings, for and on behalf of the City of Pittsburgh, be and they are hereby authorized and directed to execute and deliver a lease to Rhea's, Incorporated, for a certain store building, consisting of storeroom and basement at the southeast corner of the

North Side Market House of the City of Pittsburgh, located at Federal and Ohio streets, 22nd Ward, Pittsburgh, for a term of three years, commencing on the first day of January, 1947, at an annual rental of \$2,400.00, or a total rental of \$7,200.00 for three years, and 5% of the amount of the gross annual sales in excess of \$50,000.00, and all gas and electricity consumed on the premises.

Passed January 6, 1947.

Approved January 9, 1947.

Resolution Book 11, Page 127.

No. 5

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of United States Maritime Commission, Washington, D. C., in the sum of \$7800.00 for the purchase of a fire boat for the Bureau of Fire, Department of Public Safety bought as Government Surplus Property, the same to be chargeable to and payable from Code Account No. 1467, Bureau of Fire, Department of Public Safety.

Passed January 6, 1947.

Approved January 9, 1947.

Resolution Book 11, Page 127.

No. 6

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 27th Ward, Pittsburgh, Allegheny County Pa., being the southerly half of Lot No. 30 on Wapello street in the Lutten and Richter Plan, of record in the Recorder's office of Allegheny County in Plan Book Volume 10, Page 171, and being the same property which the City acquired from Frank D. Evans at a tax sale conducted by the Treasurer of the City of Pittsburgh, the deed for which is re-

corded in the Prothonotary's office of Allegheny County in Deed Book Volume 1, Page 184, to J. L. Garee and Josephine Garee, his wife, for the sum of \$250.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to J. L. Garee and Josephine Garee, his wife, upon the payment in full of the purchase price, namely \$250.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record tax and municipal claims against the property.

Passed January 13, 1947.

Approved January 13, 1947.

Resolution Book 11, Page 128.

No. 7

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 27th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 1 on Davis Ave. in the Riverview Park Plan of record in the Recorder's office of Allegheny County in Plan Book Vol. 33, Page 113, and being the same property which the City acquired from James M. and Agnes McDonald at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 5, 1944, the deed for which is recorded in the Prothonotary's office of Allegheny County in Deed Book Volume 1, Page 247, to Philomena Koelliker for the sum of \$900.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Philomena Koelliker upon the payment in full of the purchase price, namely

\$900.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed January 13, 1947.

Approved January 18, 1947.

Resolution Book 11, Page 128.

No. 8

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 19th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 15 and 16 on Hallock street in the Jane Birch Plan, of record in the Recorder's office of Allegheny County in Plan Book Volume 26, Page 2, and being the same property which the City acquired at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 5, 1944, from John T. Birch, the deed for which is recorded in the Prothonotary's office of Allegheny County in Deed Book Volume 1, Page 205, to Michael J. DiPerna and Angelina DiPerna, his wife, for the sum of \$300.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Michael J. DiPerna and Angelina DiPerna, his wife, upon the payment in full of the purchase price, namely \$300.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed

to satisfy of record all tax and municipal claims against the property.

Passed January 13, 1947.

Approved January 18, 1947.

Resolution Book 11, Page 129.

No. 9

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 20th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 10 and 11 on Haas street in the Charles Haas Plan, of record in the Recorder's office of Allegheny County in Plan Book Volume 9, Page 1, and being the same property which the City acquired from Jane Charlton at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 7, 1943, the deed for which is recorded in the Prothonotary's office of Allegheny County in Deed Book Volume 1, Page 67, to Edward Marx and Mary E. Marx, his wife, for the sum of \$400.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Edward Marx and Mary E. Marx, his wife, upon the payment in full of the purchase price, namely \$400.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed January 13, 1947.

Approved January 18, 1947.

Resolution Book 11, Page 129.

No. 10

Resolved, That the Mayor and the Director of the Department of Lands and Buildings, for and on behalf of the City of Pittsburgh, be and they are hereby authorized and directed to execute and deliver a lease to Richard Vierthaler for Storeroom 3-A in the North Side Market House, containing 172 square feet, at the corner of Federal street and South Diamond street, for a term of two years, commencing February 1, 1947, and ending January 31, 1949, for a total rental of \$1440.00, payable in monthly installments of \$60.00 in advance during the term; said storeroom shall be used only for a retail Jewelry Store; And, be it further

Resolved, That said lease shall contain such other terms, conditions and covenants as shall in form be approved by the City Solicitor.

Passed January 13, 1947.

Approved January 18, 1947.

Resolution Book 11, Page 130.

No. 11

Resolved, That the Mayor and the Director of the Department of Lands and Buildings, for and on behalf of the City of Pittsburgh be and they are hereby authorized and directed to execute and deliver a lease to the Variety Nut Company for Storeroom 3-B in the North Side Market House on Federal street, containing 266 square feet, for a term of two years, commencing February 1, 1947, and ending January 31, 1949, for a total rental of \$1800.00, payable in monthly installments of \$75.00 in advance during the term; said storeroom shall be used only for a retail nut store and allied products; And, be it further

Resolved, That said lease shall contain such other terms, conditions and covenants as shall be approved by the City Solicitor.

Passed January 13, 1947.

Approved January 18, 1947.

Resolution Book 11, Page 130.

No. 12

Whereas, At Treasurer's Sale on June 3, 1946, the City of Pittsburgh purchased a vacant lot in the 18th Ward owned by James Shelton, being part of Lots Nos. 314, 315 and 316 on Warrington avenue; and

Whereas, Thomas H. Roney, M. D., has secured a deed from the former owner conveying the right of redemption, and has offered the City the sum of \$2,000.00 in purchase of the aforesaid lot under Section 1, of the Act of 1937, P. L. 787; therefore, be it

Resolved, That the Law Department is hereby authorized and directed to petition Common Pleas Court for the sale of part of Lots Nos. 314, 315 and 316 on Warrington avenue in the Grandview Plan, Plan Book Volume 20, Pages 166 and 167, to Thomas H. Roney, M. D., for the sum of \$2,000.00, in accordance with Section 1 of the Act of 1937, P. L. 787, as amended, and upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property and charge the costs to the City of Pittsburgh.

Passed January 27, 1947.

Approved January 30, 1947.

Resolution Book 11, Page 130.

No. 13

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 28th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 9, 10 and 11 on Summerdale street in A. O. Buettner Plan, of record in the Recorder's office of Allegheny County in Plan Book Volume 19, Page 148, and being the same property which

was acquired by the City from Earl J. and Martha Cox at a tax sale conducted by the Treasurer of the City of Pittsburgh, the deed for which is recorded in the Prothonotary's office of Allegheny County in Plan Book Volume 2, Page 18, to Cyril F. Pruszko and Bertha C. Pruszko, his wife, for the sum of \$100.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Cyril F. Pruszko and Bertha C. Pruszko, his wife, upon the payment in full of the purchase price, namely \$100.00 within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed January 27, 1947.

Approved January 30, 1947.

Resolution Book 11, Page 131.

No. 14

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 20th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 1 to 10 inclusive, on New York avenue in the West End Place Plan, of record in the Recorder's office of Allegheny County in Plan Book Volume 8, Page 312, and being the same property which was acquired by the City from John A. Wilson at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 7, 1943, the deed for which is recorded in the Prothonotary's office of Allegheny County in Plan Book Volume 1, Page 113, to the Pittsburgh Harvey Corporation, for the sum of \$300.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor

is hereby authorized and directed to deliver a deed for said real estate to the Pittsburgh Harvey Corporation, upon the payment in full of the purchase price, namely \$300.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and the arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed January 27, 1947.

Approved January 30, 1947.

Resolution Book 11, Page 131.

No. 15

Resolved, That the Mayor is hereby authorized and directed to join in a deed with the Board of Public Education and County of Allegheny, conveying all those certain lots or pieces of ground situate in the 16th Ward, City of Pittsburgh, fronting 78 feet on Arlington avenue and having an average depth of 74 feet, being Lots Nos. 126, 127, 128 and 129, and a lot fronting 6.14 feet on Eccles street and having a depth of 71 feet, being part of Lot No. 126, all in the Fred L. Ihmsen's Plan of Lots, Plan Book Volume 5, Page 281, and being a portion of the property which the City of Pittsburgh, Board of Public Education and County of Allegheny acquired from Thomas Brooks on D. T. D. No. 6836 October Term, 1934, the deed for which is recorded in Deed Book Volume 2825, Page 598, to W. D. George and Thomas Fitzgerald, Trustees for the Pittsburgh Railways Company, for the sum of \$2,000.00.

Passed February 3, 1947.

Approved February 8, 1947.

Resolution Book 11, Page 132.

No. 16

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Reuben Korn, 1429 Severn st., Pittsburgh 17, Pa., in the sum of \$248.97 in full settlement of his claim against the City of Pittsburgh for parked automobile in front of his home damaged August 8, 1946, by Bureau of City Refuse truck; and charge same to Code Account No. 42, Contingent Fund.

Passed February 3, 1947.

Approved February 8, 1947.

Resolution Book 11, Page 132.

No. 17

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John M. Reilly and Annie Reilly, his mother, 7207 Somerset st., Pittsburgh 6, Pa., in the sum of \$156.00 in full settlement of their claim against the City of Pittsburgh for front steps at 7207 Somerset st., Pittsburgh, Pa., demolished November 6, 1946, by Bureau of City Refuse truck; and charge same to Code Account No. 42, Contingent Fund.

Passed February 3, 1947.

Approved February 8, 1947.

Resolution Book 11, Page 133.

No. 18

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Genevieve Gurtner, widow, 148 Laughlin ave., Pittsburgh 10, Pa., in the sum of \$220.00 in full settlement of her claim against the City of Pittsburgh for double frame garage on Northern way, rear of above address, damaged August 26, 1946, by Bureau of City Refuse truck, being \$195.00 for ga-

rage repairs and \$25.00 for five months loss of rent at \$5.00 per month; and charge same to Code Account No. 42, Contingent Fund.

Passed February 3, 1947.

Approved February 8, 1947.

Resolution Book 11, Page 133.

No. 19

Resolved, That the City Solicitor be authorized and directed to satisfy D.T.D. 9493 October Term, 1938, in the sum of \$35.53 against the Estate of E. M. O'Neill, being 1935 taxes erroneously assessed against property on Lilac street and Greenfield avenue, 15th Ward, which property had been deeded to the City on July 2, 1934, for street purposes; and charge the costs to the City.

Passed February 3, 1947.

Approved February 8, 1947.

Resolution Book 11, Page 133.

No. 20

Resolved, That the sum of \$10.96, charged in error as a balance of City taxes due and owing for the year 1936 against property formerly owned by John T. Mahoney and presently owned by Mrs. Carmine Pescareta, at No. 305 Sycamore street in the Nineteenth Ward, erroneously assessed, be exonerated; and the Collector of Delinquent Taxes is hereby authorized to exonerate the same.

Passed February 3, 1947.

Approved February 8, 1947.

Resolution Book 11, Page 134.

No. 21

Whereas, The City of Pittsburgh acquired ownership and possession of certain securities for its account with the Pennsylvania Trust Company, a

banking institution in receivership, which securities included a note of E. Kent Kane, dated September 30, 1929, in the sum of \$11,540.73 payable on demand, on which there is an unpaid balance of \$9,549.79 and accrued interest of \$2,984.25 for the period from November 5, 1941, to January 5, 1947, and

Whereas, E. Kent Kane has offered the City of Pittsburgh, in full settlement of this obligation \$2,984.25 in cash, a note of \$1,800.00 payable one year after date, with interest thereon at 6% per annum, and a note of \$1,500.00 payable two years after date, with interest thereon at 6% per annum, a total of \$6,284.25, and

Whereas, The sworn financial statement of E. Kent Kane shows that his liabilities far exceed his assets; Now, Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to accept \$2,984.25 in cash, a note of \$1,800.00 payable one year after date, with interest thereon at the rate of 6% per annum, and a note of \$1,500.00 payable two years after date, with interest thereon at 6% per annum, in full settlement of the unsecured promissory note of E. Kent Kane, dated September 30, 1929, in the sum of \$11,540.73, on which there is an unpaid balance of \$9,549.79 with interest thereon at the rate of 6% from November 5, 1941, and thereupon the City Controller shall deliver to E. Kent Kane his unsecured promissory note and said City Controller shall hereby be relieved from further accounting for said note.

Passed February 3, 1947.

Approved February 8, 1947.

Resolution Book 11, Page 134.

No. 22

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 28th Ward, Pittsburgh,

Allegheny County, Pa., being Lot No. 491 on Steuben street in the West Pittsburgh Plan, of record in the Recorder's office of Allegheny County in Plan Book Volume 18, Page 49, and being the same property which the City acquired at Treasurer's Sale on June 5, 1944, from John A. Pauley, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 2, Page 183, to Marvin R. Hess and Dorothy H. Hess, his wife, for the sum of \$150.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Marvin R. Hess and Dorothy H. Hess, his wife, upon the payment in full of the purchase price, namely \$150.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed February 3, 1947.

Approved February 8, 1947.

Resolution Book 11, Page 135.

No. 23

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 20th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 51, on Hillsboro street in Sheraden Plan No. 2, of record in the Recorder's Office of Allegheny County in Plan Book Volume 8, Page 240, and being the same property which the City acquired at Treasurer's Sale on June 7, 1943, from John C. Eaton, the deed for which is recorded in the Prothonotary's office of Allegheny County in Deed Book Volume 1, Page 73, to

George Starinchak, for the sum of \$250.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to George Starinchak, upon the payment in full of the purchase price, namely \$250.00, within 90 days from the date of approval by the Court; otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed February 3, 1947.

Approved February 8, 1947.

Resolution Book 11, Page 135.

No. 24

Resolved, That the Mayor and Director of the Department of Lands and Buildings be authorized and directed on behalf of the City of Pittsburgh to enter into contracts with South Pittsburgh Water Company and with the Municipal Authority of the Borough of West View for supplying water to veterans' temporary housing units in the City of Pittsburgh at the regular rates established therefor, chargeable to Code Account 50-1.

Passed February 3, 1947.

Approved February 8, 1947.

Resolution Book 11, Page 136.

No. 25

Resolved, That Resolution No. 161, approved July 10, 1946, be amended by striking out the following and authorizing the return of the hand money to Murray Levine:

Acme Land Company Murray Levine
808-810 Second avenue \$10,650.00

Passed February 3, 1947.

Approved February 8, 1947.

Resolution Book 11, Page 136.

No. 26

Whereas, The Act of 1945, P. L. 821 provides for the admission of Mayview employees, formerly employed by the City, into the Allegheny County Retirement System upon the performance of certain conditions, and requires certain payments to the Retirement Fund by the City of Pittsburgh; and

Whereas, The sum of \$14,577.00 has been appropriated for such payments; Now, Therefore, Be It

Resolved, That the Mayor be authorized and directed to issue, and the City Controller to countersign, a warrant or warrants to the Allegheny County Retirement Fund for the pension accounts of the following listed employees, in the amounts set opposite their names, upon certification by the Secretary of the Pittsburgh Municipal Pension Fund that such employees have qualified for enrollment in the retirement fund pursuant to the Act:

1. Mary G. Barnett	\$ 1,119.68
2. Mollie Meyer	947.67
3. Josephine Carey	462.35
4. Amelia Leone	563.42
5. Bertha Engel	595.16
6. Lloyd Kramer	578.58
7. Warren Brady	969.35
8. Genevieve Kronz	406.48
9. Elizabeth Coll	403.20
10. Marie E. Miller	525.65
11. Thomas F. Carey	955.15
12. Emma Korintus	44.40
13. Mary M. Hiltzer	193.75
14. Margaret G. Kuntz	270.70
15. Anna C. Schultz	153.00
16. Helen Tully	488.70
17. Beatrice M. Powers	418.32
18. Ethel A. Halloman	198.35
19. Alice E. Donough	312.55
20. Robert E. Kenehan	544.05
21. Lillian J. Johnson	297.55
22. Ruth I. Reitze	809.01
23. Nell M. Scanlon	453.29
24. Lydia R. Luciano	574.97
25. Robert J. Adair	850.99

26. Pauline M. Walsh -----	534.59
27. Rebecca Haddow -----	452.01
28. Nell V. Burke -----	453.53

Total-----\$14,576.05

and charge to Code Account No. 58-1.

Passed February 10, 1947.

Approved February 15, 1947.

Resolution Book 11, Page 136.

No. 27

Whereas, The Montour Motor Coach Company has made application before the Public Utility Commission for a certificate of public convenience to take on and discharge passengers within the City of Pittsburgh from a point beginning at the Union Bus Terminal, Smithfield and Water streets, traversing a route through the Manchester district, the Marshall avenue district, crossing the Essen street bridge over East street, the Spring Hill district, and the Fineview district, thus providing a bus service for a large district greatly in need of adequate transportation facilities, and

Whereas, At a hearing held before the Public Utility Commission on January 31, 1947, much testimony was offered as to the need for this service, Therefore, be it

Resolved, That City Council endorse the application of the Montour Motor Coach Company for a certificate of public convenience, and joins in requesting the Public Utility Commission to favorably consider the need for this bus service, and be it further

Resolved, That a copy of this resolution be forwarded to the Pennsylvania Public Utility Commission.

Passed February 10, 1947.

Approved February 15, 1947.

Resolution Book 11, Page 137.

No. 28

Resolved, That the City Solicitor be and she is hereby authorized and directed to mark the record of the lien filed at D.T.D. 3041 July, 1944, "Satisfied," without payment, the record costs to be charged to the City of Pittsburgh.

Passed February 10, 1947.

Approved February 15, 1947.

Resolution Book 11, Page 138.

No. 29

Resolved, That the City Solicitor be and is hereby authorized and directed, upon the payment in full of all accrued water rents and record costs within sixty days after the passage of this resolution, to mark the property tax liens filed in the name of John H. West and Robert J. Tyson against property of the Pleasant Grove Baptist Church, for the years 1928 to 1942, inclusive, "Satisfied, without payment"; and, the said property having been used continuously as a place of public worship prior to 1928 and up to the present time, the said property was and is exempt from taxation and shall continue to be exempt so long as such use continues.

Passed February 10, 1947.

Approved February 15, 1947.

Resolution Book 11, Page 138.

No. 30

Resolved, That the Mayor is hereby authorized and directed to execute and deliver a deed conveying to George E. Tarr and Alice G. Tarr, his wife, for the sum of \$200.00, all the right, title and interest of the City of Pittsburgh in and to a portion of Lot No. 12 and Lots Nos. 13, 14 and 15 on Myler street, 25th Ward, which were acquired by purchase from Peter Carrera etux, and William J. Gillespie,

the deeds being recorded in the Recorder's Office of Allegheny County in Deed Book Volume 2589, Pages 261-262 and Deed Book Volume 2590, Page 253, described as follows:

All those certain lots situate in the 25th Ward, Pittsburgh, Allegheny County, Pa., being a portion of Lot No. 12 and Lots Nos. 13, 14 and 15 on Myler street in the Highview Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 26, Page 156, bounded and described as follows, to-wit:

Beginning on the westerly side of Myler street at the dividing line of Lots Nos. 15 and 16 in said plan; thence westwardly along said dividing line a distance of 85.0 feet to a point; thence northwardly a distance of 70.0 feet to a point; thence eastwardly a distance of 85.0 feet to the westerly side of Myler street; thence southwardly along the westerly side of Myler street a distance of 70.0 feet to the place of beginning.

Provided, That the balance of the purchase money, namely \$175.00, shall be paid within 90 days from the date hereof; otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That the deed shall contain a provision relieving the City of all claims for damages and responsibility due to the encroachment of the City playground upon the above property, or to any further encroachment that may result from the weathering of this cut.

Passed February 10, 1947.

Approved February 15, 1947.

Resolution Book 11, Page 138.

No. 31

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground

situate in the 16th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 90 and 91 on Salisbury street in the Plan of Lots laid out for John Brown, as recorded in the Recorder's Office of Allegheny County in Plan Book Volume 4, Page 188, being the same property which was acquired by the City by Sheriff's deed from William J. Dillon on M.L.D. No. 49 December Term, 1905, the deed for which is recorded in Deed Book Volume 1718, Page 399, to Michael S. Behun, for the sum of \$300.00, and there being a mortgage against the lots in the amount of \$2,500.00, recorded in Mortgage Book Volume 199, Page 476, which was not divested at the tax sale, the cost of the proceedings in Common Pleas Court to have the mortgage record marked satisfied shall be deducted from the purchase price, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court the Mayor is hereby authorized and directed to deliver a deed for said real estate to Michael S. Behun, upon the payment in full of the purchase price, namely \$300.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; and

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property; And, be it further

Resolved, That Resolution No. 159, approved July 10, 1946, authorizing the sale of the aforesaid lots, be and the same is hereby repealed; the Law Department be authorized and directed to petition the Court for the repeal of the Decree and Order of Court, No. 1511 January Term, 1947, which also approved said sale.

Passed February 10, 1947.

Approved February 15, 1947.

Resolution Book 11, Page 139.

No. 32

Resolved, That Resolution No. 230, approved September 24, 1946, be amended by striking out the words "28th Ward" and inserting in lieu thereof the words "20th Ward," which authorized the sale of Lot No. 79 on Middletown road to George Guido Mandoli and Elvira Zanotti Manodli for sum of \$2,200.00.

Passed February 10, 1947.

Approved February 15, 1947.

Resolution Book 11, Page 140.

No. 33

Resolved, That for the purpose of conforming to the Amended Order of Court, dated February 7, 1947, in the Matter of Pittsburgh Terminal Warehouse and Transfer Company, Debtor, No. 21,464, In the District Court of the United States, for the Western District of Pennsylvania, Resolution No. 2, Series of 1947, approved January 9, 1947, and recorded in Resolution Book, Vol. 11, page 126, be and the same is hereby amended by striking therefrom \$8530.52 and substituting therefor \$8637.95.

Passed February 17, 1947.

Approved February 24, 1947.

Resolution Book 11, Page 140.

No. 34

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$75.00 in full settlement of unpaid meter water bills against the property of Israel Marcus, 55 Roberts street, Fifth Ward, from 1933 to 1945, both inclusive, the owner of said property to pay the lien costs, if any.

Passed February 17, 1947.

Approved February 24, 1947.

Resolution Book 11, Page 140.

No. 35

Resolved, That the Collector of Delinquent Taxes be and he is hereby authorized and directed to accept the sum of \$3.60 from Chas. M. Reinhard for the account of Sadie Lingenfelter, being balance of City taxes on property at 1409 Monterey street, 25th Ward, for the year 1941, without penalty, interest and costs, and the collector is to satisfy the lien at the cost of the City.

Passed February 17, 1947.

Approved February 24, 1947.

Resolution Book 11, Page 140.

No. 36

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 28th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 211 on Straka street in the Ideal 1st Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 19, Page 126, and being the same property which the City acquired at Treasurer's Sale on June 5, 1944, from Herbert Currie, the deed for which is recorded in the Prothonotary's office of Allegheny County in Deed Book Volume 2, Page 22, to Samuel J. Latimer and Elsie C. Latimer, his wife, for the sum of \$400.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Samuel J. Latimer and Elsie C. Latimer, his wife, upon the payment in full of the purchase price, namely \$400.00, within 90 days from the date of approval by the Court; otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void, And, be it further

Resolved, That upon confirmation by the Court the proper officers of the

City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed February 17, 1947.

Approved February 24, 1947.

Resolution Book 11, Page 141.

No. 37

Resolved, That Resolution No. 272, approved November 23, 1946, be amended by striking out the words "Lots Nos. 18 and 19" and inserting in lieu thereof the words "Lots Nos. 19 and 20," which resolution authorized the sale of these lots to Mike Ugrica for the sum of \$200.00.

Passed February 17, 1947.

Approved February 24, 1947.

Resolution Book 11, Page 141.

No. 38

Whereas, The City purchased Lots Nos. 9 and 10 on South Side avenue, 26th Ward, from Frank H. Siefker et ux, by deed dated September 6, 1905, to be used as a site for an engine house and which was never used for said purpose; Now, therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute and deliver a deed to Albert J. Lhota and Leona G. Lhota, his wife, for the sum of \$400.00, conveying all the City's right, title and interest in the following property:

All those certain lots or pieces of ground situate in the 26th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 9 and 10 on South Side avenue in the A. Weinman Plan, of record in the Recorder's office of Allegheny County in Plan Book Volume 5, Page 224, bounded and described as follows, to-wit:

Beginning on the southerly line of South Side avenue at the dividing line

of Lots Nos. 8 and 9 in said plan; thence southwardly along said dividing line a distance of 100.0 feet to a point; thence eastwardly a distance of 48.0 feet to the dividing line of Lots Nos. 10 and 11 in said plan; thence northwardly along the last described dividing line a distance of 100.0 feet to the southerly line of South Side avenue; thence westwardly along the southerly line of South Side avenue a distance of 48.0 feet to the place of beginning.

Provided, that the balance of the purchase money, namely \$360.00, shall be paid within 90 days from the date hereof, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void.

Passed February 24, 1947.

Approved March 3, 1947.

Resolution Book 11, Page 142.

No. 39

Whereas, On August 1, 1942, the City of Pittsburgh entered into a Lease with the United States of America covering the main three-story brick Administration Building and adjacent wing of the one-story Old Municipal Hospital located at Bedford avenue and Francis street, for the sum of \$1.00 per year, which lease was never formally authorized by City Council; Now, therefore, be it

Resolved, That the above mentioned lease is hereby authorized and that the following shall be added to and made part of the aforesaid Lease:

"Also that building designated as Building No. 2 and known as the 'Old Ward Building' which is adjacent to the premises described above and which is more fully identified in 'Survey of Leased Premises,' which by this reference is attached and made a part hereof."

"And provided that this entire lease may be terminated and cancelled at the option of the City of Pittsburgh, lessor, upon ninety (90) days' notice in writing."

Passed February 24, 1947.

Approved March 3, 1947.

Resolution Book 11, Page 142.

No. 40

Whereas, The Traffic Safety Observers, an organization sponsored by the Better Traffic Committee of the City of Pittsburgh, to stimulate traffic enforcement and education; and

Whereas, To operate the Traffic Safety Observer Organization requires the duties of a typist;

Now, Therefore, Be It Resolved, That in order that this typing may be performed, the Director of the Department of Public Safety is hereby authorized and empowered to employ one typist on a temporary basis for three days a week for the remaining forty-seven (47) weeks of the year 1947; and to pay said typist at the rate not to exceed eighty-five (85) cents per hour. For this purpose the sum of \$850.00 is hereby appropriated from Code Account No. 1497, Adult Traffic Education, Bureau of Traffic Planning, Department of Public Safety; And,

Be It Further Resolved, That the Mayor is authorized to sign and the City Controller to countersign warrants accordingly.

Passed March 3, 1947.

Approved March 11, 1947.

Resolution Book 11, Page 143.

No. 41

Resolved, That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to lease space on the stairway landing on the southerly side of the Ross street entrance of the City-County Building and a small storage closet, to Howard A. Williams, at a monthly rental of \$10.00. The City of Pittsburgh reserves the right to cancel said lease upon thirty days' written notice to the lessee.

Passed March 3, 1947.

Approved March 11, 1947.

Resolution Book 11, Page 143.

No. 42

Whereas, Oswin Roth is the owner of certain land in the 32nd Ward, Pittsburgh, Pa., fronting on Whited street and Milan avenue, which was for some years past and is now being used by the City as a playground; and,

Whereas, As a rental thereof the City has agreed to exonerate said land from City taxes; Now, Therefore, be it

Resolved, That the proper officers of the City of Pittsburgh be and they are hereby directed to exonerate the City taxes for the year 1947 assessed against said tract of land owned by said Oswin Roth consisting of 7 acres in the 32nd Ward, Pittsburgh, fronting on Whited street and Milan avenue, said land having been used for some years as a playground and is now being so used and occupied by the City.

Passed March 3, 1947.

Approved March 11, 1947.

Resolution Book 11, Page 143.

No. 43

Resolved, That the City Treasurer and Collector of Delinquent Taxes be and they are hereby authorized and directed to accept, at discount and without penalties or interest, in full payment of water rent, the amount of the bill rendered to the Commonwealth of Pennsylvania November 1, 1946; and, be it further

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept all water rent payments due from the Commonwealth of Pennsylvania, at discount, within 90 days after the submission of the bill therefor.

Passed March 3, 1947.

Approved March 11, 1947.

Resolution Book 11, Page 144.

No. 44

Resolved, That the City Solicitor be and is hereby authorized and directed to mark "satisfied" the record at M.L.D. No. 269 April Term, 1929, upon receipt of the face amount of said lien plus the accrued costs thereon, within sixty days from the passage of this resolution, by reason of the fact that the scire facias issued was improperly served.

Passed March 3, 1947.

Approved March 11, 1947.

Resolution Book 11, Page 144.

No. 45

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 28h Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 237 on Preston street in the Crafton Terrace Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 17, Page 129, and being the same property which the City acquired at Treasurer's Sale on June 5, 1944, from Margaret I. Charles, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 2, Page 8, to Charles A. Alston and Louise H. Alston, his wife, for the sum of \$150.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Charles A. Alston and Louise H. Alston, his wife, upon the payment in full of the purchase price, namely \$150.00, within 90 days from the date of approval by the Court; otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell

shall be declared null and void; And, be it further.

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed March 3, 1947.

Approved March 11, 1947.

Resolution Book 11, Page 144.

No. 46

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 20th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 16 on Moyer street in the Olman Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 15, Page 27, and being the same property which the City acquired at Treasurer's Sale on June 7, 1943, from John Moran, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 1, Page 94, to Verden L. Ayers and Margaret M. Ayers, his wife, for the sum of \$400.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Verden L. Ayers and Margaret M. Ayers, his wife, upon the payment in full of the purchase price, namely \$400.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed March 3, 1947.

Approved March 11, 1947.

Resolution Book 11, Page 145.

No. 47

Whereas, Council of the City of Pittsburgh, by Ordinance No. 275, approved July 3, 1946, authorized and directed the Mayor and the Director of Supplies to enter into a contract inter alia for certain X-ray equipment for the Department of Public Health and said contract was awarded to Picker X-Ray Corporation, the lowest responsible bidder; and

Whereas, Under the terms of said contract the successful bidder was required to "deliver, install and instruct" personnel of the City in the use of said X-ray equipment; and

Whereas, The said equipment has now been delivered to the City of Pittsburgh, but the same has not been installed and instructions given thereon for the reason that the Department of Public Health has been unable to arrange for a place for said installation, and the Department of Lands and Buildings has been unable to provide such place; and

Whereas, Under these circumstances it is the sense of Council that the failure to perform the conditions precedent are not the fault of the seller and it would be unjust and inequitable to withhold the contract price of said equipment from the seller by reason thereof, Now, Therefore, Be It

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Picker X-Ray Corporation, in the sum of \$16,040.00 being the amount of the contract price for the aforesaid X-ray equipment; provided that the said Corporation shall enter its own corporate bond to the City of Pittsburgh, guaranteeing that it or its duly authorized representatives shall and will properly install the aforesaid equipment and instruct the personnel of the City of Pittsburgh as to its use, at such time as the Department of Public Health shall arrange for and/or the Department of Lands and Buildings shall provide a place for the installation of such equipment, and charge the same to Special and Trust Fund T. C. F.

Passed March 10, 1947.

Approved March 20, 1947.

Resolution Book 11, Page 145.

No. 48

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 12th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 15 on Lincoln Avenue in the Arlington Place Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 17, Page 80, and being the same property which the City acquired from Mary Kichta at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 5, 1944, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 1, Page 201, to Anthony D. Abbate and Marietta M. Abbate, his wife, for the sum of \$700.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Anthony D. Abbate and Marietta M. Abbate, his wife, upon the payment in full of the purchase price, namely \$700.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record tax and municipal claims against the property.

Passed March 10, 1947.

Approved March 20, 1947.

Resolution Book 11, Page 146.

No. 49

Resolved, That the Mayor and the Director of the Department of Lands

and Buildings are hereby authorized and directed to enter into a lease with Central Realty Company, Agent for Abe Cohen and Rose Balsam, owners, for rental of property for use of the Bureau of Highways and Sewers, Department of Public Works, described as follows:—

One two-story brick garage and storage building known as the Knoxville Building, formerly owned by the Haller Baking Company, located at 414-420 Bausman street, in the 30th Ward, approximate dimensions of which are ground floor garage, 80 feet 3 inches by 60 feet 8 inches; first floor offices and storage room, 80 feet 3 inches by 60 feet 8 inches; and second floor offices and employees' room 44 feet 3 inches by 20 feet; covering in all 10,615 square feet, more or less; and, Be it further

Resolved, That said leasing shall be for a period of one (1) year commencing May 1, 1947, and expiring April 30, 1948, at a yearly rental of \$6,000.00, payable in advance, in amount of \$1,500.00 for each three months' period, commencing on the effective date of the lease, and chargeable to Code Account No. 1614, plus payment by the City of Pittsburgh of water rent which may be assessed against the premises during the term of the lease; and be it further

Resolved, That the form of said lease shall be approved by the City Solicitor and further the City of Pittsburgh shall have the right of renewal for a period of one year from the expiration date of the lease.

Passed March 10, 1947.

Approved March 20, 1947.

Resolution Book 11, Page 147.

No. 50

Whereas, The City of Pittsburgh is desirous of leasing from Elizabeth B. M. Denny, by and through her attorney in fact, manager and/or her agent Randle Brereton, the following property, situate in the 22nd Ward:

Beginning at a point on the north-erly side of North avenue 240 feet eastwardly from Galveston avenue; thence eastwardly along North avenue 30 feet; thence northwardly 100 feet to Jabok way; thence westwardly along said Jabok way 30 feet; thence southwardly 100 feet to North avenue, at the place of beginning.

Being lot number 13, in Block No. 5, in the 2nd Ward, Allegheny City Plan of the Denny Estate; Therefore, Be It

Resolved, That the Mayor and the Director of the Department of Lands and Buildings of the City of Pittsburgh be, and they are hereby authorized and directed to enter into a lease with Elizabeth B. M. Denny, by and through her attorney in fact, Manager and/or Agent, Randle Brereton, from the 1st day of April, 1947, for and during the term of one (1) year, for a total rental of \$500.00, payable as follows: \$125.00 on the first day of July, October, January and the 31st day of March during the above term, and the payment of all taxes, charges and assessments on the said premises as the same may become due and payable by the City of Pittsburgh.

Passed March 10, 1947.

Approved March 20, 1947.

Resolution Book 11, Page 147.

No. 51

Whereas, The City of Pittsburgh is desirous of leasing from Estate of Henry S. Denny, deceased, by and through its attorney in fact, Manager and/or Agent, Randle Brereton, the following property, situate in the 22nd Ward:

Beginning at a point on the north-erly side of North ave. 270 feet eastwardly from Galveston avenue; thence eastwardly along North avenue 90 feet; thence northwardly 100 feet to Jabok way; thence westwardly along said Jabok way 90 feet; thence southwardly 100 feet to North avenue, at the place of beginning.

Being lots numbers 14 to 18 inclusive, in Block No. 5, in the 2nd Ward, Allegheny City Plan of the Denny Estate; Therefore, Be It

Resolved, That the Mayor and the Director of the Department of Lands and Buildings of the City of Pittsburgh be, and they are hereby authorized and directed to enter into a lease with the estate of Henry S. Denny, deceased, by and through its Attorney in Fact, Manager and/or Agent, Randle Brereton, from the 1st day of April, 1947, for and during the term of one (1) year, for a total rental of \$1,500.00, payable as follows: \$375.00 on the first day of July, October, January and the 31st day of March during the above term, and the payment of all taxes, charges and assessments on the said premises as the same may become due and payable by the City of Pittsburgh.

Passed March 10, 1947.

Approved March 20, 1947.

Resolution Book 11, Page 148.

No. 52

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Josephine Lavsa and Harry Lavsa, her husband, 1137 Goettman st., N. S., Pittsburgh 12, Pa., in the sum of \$121.50 in full settlement of their claim against the City of Pittsburgh for personal injuries sustained by Mrs. Lavsa on February 2, 1945, on Basin street steps; and charge same to Code Account No. 42, Contingent Fund.

Passed March 17, 1947.

Approved March 28, 1947.

Resolution Book 11, Page 148.

No. 53

Resolved, That the City Solicitor be authorized to satisfy lien at No. 91 April Term, 1940, against Anastasia

Hrynszyn, with notice to Louis Napoleon, Terre Tenant, upon receipt of the sum of \$78.97 and payment of costs by Louis Napoleon.

Passed March 17, 1947.

Approved March 28, 1947.

Resolution Book 11, Page 149.

No. 54

Resolved, That the City Solicitor be authorized and directed to satisfy the lien for 1943 City taxes at D. T. D. No. 4368 October Term, 1946, against the Estate of Edward E. Stiephler, for a parcel of land in the H. J. Sample Plan, Tenth Ward, Pittsburgh, Pa., for the reason that this is a duplicate assessment; and, be it further

Resolved, That the Collector of Delinquent Taxes be authorized and directed to satisfy this item upon his books.

Passed March 17, 1947.

Approved March 28, 1947.

Resolution Book 11, Page 149.

No. 55

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$623 in full settlement of unpaid metered water bills against the property of Harry A. Noah et ux, 31 Townsend street and 28 Boone way, 3rd Ward, for the years 1935 to 1946, both inclusive.

Passed March 17, 1947.

Approved March 28, 1947.

Resolution Book 11, Page 149.

No. 56

Resolved, That the following water charges assessed against property formerly owned by William Detzel, Re-

serve township, now owned by the Valley Premium Building and Loan Association, be exonerated; and that the City Treasurer be authorized and directed to so note on his water charge books:

1932	\$ 7.49	1935	\$10.86
1933	\$13.94	1936	\$30.98
1934	\$20.90	1937	\$ 6.49

Passed March 17, 1947.

Approved March 28, 1947.

Resolution Book 11, Page 150.

No. 57

Resolved, That the 1931 water charge against John J. Coyne, et ux, 15th Ward, in the amount of \$21.25 be exonerated; and that the City Treasurer be authorized and directed to so note on his water charge books.

Passed March 17, 1948.

Approved March 28, 1947.

Resolution Book 11, Page 150.

No. 58

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground, size 60x96 feet, situate on Muriel street at the corner of S. 12th street, 17th Ward, Pittsburgh, Allegheny County, Pa., and being the same property which the City acquired at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 7, 1943, from Kathryn Schmitt, the deed for which is recorded in the Prothonotary's office of Allegheny County in Deed Book Volume 1, Page 54, to Samuel P. Pusateri, for the sum of \$3000.00, subject to any mortgages of record, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Samuel P. Pusateri, upon the payment in full of the purchase

price, namely \$3,000.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record tax and municipal claims against the property.

Passed March 17, 1947.

Approved March 28, 1947.

Resolution Book 11, Page 150.

No. 59

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate on Market street, First Ward, Pittsburgh, Allegheny County, Pa., having erected thereon a three-story brick building known as 206 Market street, being the same property which was acquired by the City by Sheriff's deed from Frederick Bornschauer on D. T. D. No. 10 April Term, 1905, the deed for which is recorded in the Recorder's Office of Allegheny County in Deed Book Volume 2556, Page 170, to Louis M. Minsky, for the sum of \$8,900.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Louis M. Minsky, upon the payment in full of the purchase price, namely \$8,900.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed March 24, 1947.

Approved April 3, 1947.

Resolution Book 11, Page 151.

No. 60

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 15th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 68 and 69 on Tesla street in the Daniel R. Deely Plan, of record in the Recorder's office of Allegheny County in Plan Book Volume 24, Page 104, and being the same property which the City acquired from Peter Shields by Sheriff's Deed on D.T.D. No. 1546 April Term, 1917, the deed for which is recorded in the Recorder's office of Allegheny County in Deed Book Volume 2378, Page 636, to Dennis C. King, for the sum of \$350.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Dennis C. King, upon the payment in full of the purchase price, namely \$350.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further.

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed March 24, 1947.

Approved April 3, 1947.

Resolution Book 11, Page 151.

No. 61

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground

situate in the 15th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 46 on McCaslin street in the Daniel R. Deely Plan of record in the Recorder's office of Allegheny County in Plan Book Volume 24, Page 104, and being the same property which the City acquired by Sheriff's deed on D.T.D. No. 1546 April Term, 1917, from Peter Shields, the deed for which is recorded in the Recorder's office of Allegheny County in Deed Book Volume 2378, Page 636, to Dennis C. King, for the sum of \$150.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Dennis C. King, upon the payment in full of the purchase price, namely \$150.00, within 90 days from the date of approval by the Court; otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed March 24, 1947.

Approved April 3, 1947.

Resolution Book 11, Page 152.

No. 62

Resolved, That Resolution No. 306, approved December 28, 1946, authorizing the sale of City property on Spring Garden avenue, 24th Ward, to Anthony J. Napier, for the sum of \$2,700.00, be amended by striking out the words "thence northwardly along the westerly line of Lager street" in Paragraph Four and inserting in lieu thereof the words "thence northwardly along the westerly line of Spring Garden avenue."

And, be it further

Resolved, That in Paragraph Five the words "90 days" be stricken out and the words "120 days" inserted therein.

Passed March 24, 1947.

Approved April 3, 1947.

Resolution Book 11, Page 152.

No. 63

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Selma H. White and Julius White, her husband, 5826 Ferree St., Pittsburgh 17, Pa., in the sum of \$108.15 in full settlement of their claim against the City of Pittsburgh for automobile damaged November 7, 1946, by Bureau of Highways and Sewers car on Shady ave. at Howe st.; and charge same to Code account No. 42, Contingent Fund.

Passed March 31, 1947.

Approved April 10, 1947.

Resolution Book 11, Page 153.

No. 64

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Della M. Davis, c/o Mortimer B. Leshner, Esq., Grant Bldg., Pittsburgh, Pa., in the sum of \$524.75 in full settlement of her claim against the City of Pittsburgh for porch damage to the extent of \$3440.00 and shrubs and lawn damaged to the extent of \$180.75 at 200 Tennyson ave., Pittsburgh, Pa., on December 17, 1946, by Bureau of City Refuse truck; and charge same to Code Account No. 42, Contingent Fund.

Passed March 31, 1947.

Approved April 10, 1947.

Resolution Book 11, Page 153.

No. 65

Resolved, That the Mayor be and he is hereby authorized and directed to

issue, and the City Controller to countersign, a warrant in favor of Michael Donnelly in the sum of \$3.00, being reimbursement for a dog license purchased on January 15, 1947, to cover the license period from February 1, 1947, to February 1, 1948, said Michael Donnelly having lost possession of the dog before the commencement of the licensing period, and charge same to Code Account No. 42, Contingent Fund.

Passed March 31, 1947.

Approved April 10, 1947.

Resolution Book 11, Page 153.

No. 66

Resolved, That Resolution No. 128, approved May 29, 1946, be supplemented by adding the following:

And, be it further

Resolved, That the sale of the aforesaid real estate to Edward J. Conto for the sum of \$1,800.00 shall be subject to two mortgages of record, one recorded in Mortgage Book Volume 588, Page 571, in the sum of \$6,500.00, given by Gilbert M. Black to Susan E. Robinson, and one recorded in Mortgage Book Volume 1390, Page 462, in the sum of \$1,500.00, given by Bessie Markowsky and Ruben Markowsky, her husband, to Susan E. Robinson, both mortgages being assigned to A. W. Murphy.

Passed March 31, 1947

Approved April 10, 1947.

Resolution Book 11, Page 153.

No. 67

Resolved, That the Mayor, on behalf of the City, is hereby authorized and directed to join with the County and School District, on the one part, and the following persons on the other part, in separate agreements for the sale of the following real estate free

and clear of all encumbrances for the following sums, and upon receipt of the sums set forth in the agreement,

to execute and deliver a deed for the interest of the City in the following real estate:

Property	Highest Successful Bidder	Gross Amount	Commission	Net Amount
Antonio Salvatore 323 Lawn street	Ruth Newcomer c/o Prudential Realty Co.	\$2,310.00	None	\$2,310.00
Harry B. Block 208-210 Flowers avenue	Ruth Newcomer c/o Prudential Realty Co.	3,010.00	150.50	2,849.50
Rebecca Krongold 1534 Center avenue	Daniel J. Piper	3,310.00	None	3,310.00

Passed March 31, 1947.

Approved April 10, 1947.

Resolution Book 11, Page 154.

Approved April 10, 1947.

Resolution Book 11, Page 154.

No. 68

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the first Ward, Pittsburgh, Allegheny County, Pa., being a portion of Lot No. 282 on Third avenue in the Woods Plan, and being the same property which the City acquired from the Dollar Savings and Trust Company by Sheriff's deed on D.T.D. No. 6 January Term, 1929, the deed for which is recorded in the Recorder's Office of Allegheny County in Deed Book Volume 2556, Page 350, to Louis M. Minsky for the sum of \$7,550.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Louis M. Minsky upon the payment in full of the purchase price, namely \$7,550.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed March 31, 1947.

No. 69

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 28th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 503 and 504 on Steuben street in the West Pittsburgh Plan, of record in the Recorder's office of Allegheny County in Plan Book Volume 18, Page 49, and being the same property which the City acquired from John E. Shannon at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 5, 1944, the deed for which is recorded in the Prothonotary's office of Allegheny County in Deed Book Volume 2, Page 216, to William J. Ault, Jr., and Mary M. Ault, his wife, for the sum of \$450.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to William J. Ault, Jr., and Mary M. Ault, his wife, upon the payment in full of the purchase price namely \$450.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and di-

rected to satisfy of record all tax and municipal claims against the property.

Passed March 31, 1947.

Approved April 10, 1947.

Resolution Book 11, Page 155.

No. 70

Whereas, The City acquired Lots Nos. 381 to 384, inclusive, on Olivia street, 14th Ward, from John E. Born by Sheriff's deed dated May 10, 1935, the deed for which is recorded in Deed Book Volume 2548, Page 343; Now, therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute and deliver a deed to James J. Cravotta, for the sum of \$600.00, conveying all the City's right, title and interest in the following property:

All those certain lots or pieces of ground situate in the 14th Ward, Pittsburgh, Allegheny County, Commonwealth of Pennsylvania, being Lots Nos. 381 to 384, inclusive, on Olivia street in the McKelvey Grove Plan as recorded in the Recorder's office of Allegheny County, in Plan Book Volume 19, Page 76, bounded and described as follows; to-wit:

Beginning on the southerly side of Olivia street at the intersection of Ober street in said plan; thence in an easterly direction along the southerly side of Olivia street a distance of 118.62 feet to the dividing line of Lots Nos. 381 and 380; thence southwardly along said dividing line a distance of 100 feet to a point; thence westwardly a distance of 108.81 feet to the easterly side of Ober street; thence northwardly along the easterly side of Ober street a distance of 100.48 feet to the place of beginning.

Provided, That the balance of the purchase money, namely \$540.00 shall be paid within 90 days from the date hereof, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void.

Passed March 31, 1947.

Approved April 10, 19 7.

Resolution Book 11, Page 155.

No. 71

Resolved, That the Collector of Delinquent Taxes be and he is hereby authorized and directed to strike off the tax books a charge of \$25.81, 1913 City tax, against George Seebick, for property on Verona boulevard, Twelfth Ward, which charge was entered through error.

Passed March 31, 1947.

Approved April 10, 1947.

Resolution Book 11, Page 156.

No. 72

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$81.39 in full settlement of unpaid water charges against the property of Ithan Elleonia Downs and Ida Downs, 1610 Clark street, 3rd Ward, for the 1st and 2nd quarters of the year 1946.

Passed March 21, 1947.

Approved April 10, 1947.

Resolution Book 11, Page 156.

No. 73

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$284.37 in full settlement of unpaid metered water charges against the property of Charles Pollard, 1602, 1604 and 1606 Clark street, 3rd Ward, for the 4th quarter of the year 1943 and for the years 1945 and 1946.

Passed March 31, 1947.

Approved April 10, 1947.

Resolution Book 11, Page 157.

No. 74

Whereas, The Julia B. Debold Estate is the owner of the property at the southwest corner of Penn avenue and South Evaline street, with a frontage of 25 feet on Penn avenue and 100.20 feet on South Evaline street; and,

Whereas, A survey made by Edeburn, Cooper and Company, November, 1946, shows the present building on this property encroaches on South Evaline street, said encroachment being 2½ inches at Penn avenue and 3 inches at the south end of the building at 93 feet south of Penn avenue; Now, therefore, be it

Resolved, That the Mayor and the Director of the Department of Public Works be authorized and directed, on behalf of the City of Pittsburgh, to grant the Julia B. Debold Estate the right to use and occupy the land area of such encroachment while the present building shall continue to stand and waiving all damages by reason of such encroachment in consideration of the promise of the Julia B. Debold Estate to relinquish and give up the said encroachment area upon the demolition or destruction of the present building.

Passed March 31, 1947.

Approved April 10, 1947.

Resolution Book 11, Page 157.

No. 75

Whereas, House Bill 700, being a proposed Act of Assembly entitled "An Act, authorizing and empowering City Treasurers of Cities of the Second Class to sell at public sale lands or real estate upon which the taxes, assessed and levied, are delinquent and unpaid, fixing the interests of all taxing authorities where such lands are purchased by the City; providing for the distribution of moneys received as income from or resale of such lands; and providing for a method of reselling such lands free and clear of all mortgages, ground rents, interest in or claims

against said lands; and extending this Act to School taxes in said Cities," has been introduced by F. Garrett Richter of the 4th District, and referred to the House Committee on Cities and Counties of the Second Class, and,

Whereas, Said Act will consolidate the procedure now followed in a few cases under different Acts of Assembly at great loss of time and at prohibitive expense in the reselling of abandoned vacant lots acquired at Treasurer's sale, and permit the reselling of such lots at a minimum of cost and loss of time after due advertising and publicity in one proceeding before the Court conveying a good and marketable title insurable by a title company, and,

Whereas, It is hoped that this legislation will enable the City and School District to liquidate and resell for building purposes thousands of vacant lots held by tax title which are uninsurable in their present state without conducting lengthy and expensive Court proceedings, Therefore, be it

Resolved, That the City Clerk notify the Chairman and members of the House Committee on Cities and Counties Second Class that the City desires the passage of this legislation, and that a certified copy of this resolution be forwarded to said committee.

Passed March 31, 1947.

Approved April 10, 1947.

Resolution Book 11, Page 157.

No. 76

Whereas, By virtue of a Sheriff's sale at Lev Fa D.T.D., No. 1403, March Term, 1907, in an action of the City of Pittsburgh vs. Mrs. Mary A. Woods Estate and S. H. Woods, Trustee, for delinquent taxes alleged to be due on property hereinafter described, the City of Pittsburgh purchased said property; and,

Whereas, The said proceedings are of no legal effect against the said property by reason of the fact that the

judgment was entered against the said Mrs. Mary A. Woods Estate and S. H. Woods, Trustee, and further that the said Joseph S. Brown Estate had paid and discharged all taxes due the City of Pittsburgh in respect thereof; and,

Whereas, The rightful owner of the hereinafter designated lots is the Joseph S. Brown Estate, the City of Pittsburgh having no title by virtue of its tax deed; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver to the Peoples First National Bank and Trust Company (formerly Safe Deposit Company of Pittsburgh), successor trustee of the estate of Joseph S. Brown, deceased, a quit-claim deed of the City to the following described real estate:

All those certain lots situate in the Twentieth (formerly thirty-ninth) Ward of the City of Pittsburgh, Allegheny County, Pennsylvania, being Lots numbered 36, 37, 38, 39, 40 and 41 in the Joseph S. Brown Revised Plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book, Vol. 7., page 150;

and, Be it further,

Resolved, That an exoneration be made of all unpaid liened and unliened taxes of record against Mrs. M. A. Woods Estate and S. H. Woods, Trustee, upon the aforesaid lots.

Passed April 7, 1947.

Approved April 14, 1947.

Resolution Book 11, Page 158.

No. 77

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a duplicate warrant in favor of Wm. J. and Regis F. Hannon, for \$14.70 in place of Warrant No. 86635, dated August 24, 1946, that was lost or destroyed and charge to Code Account No. 41, Refunds of Taxes and Water Rents.

Passed April 7, 1947.

Approved April 18, 1947.

Resolution Book 11, Page 159.

No. 78

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Frances Ungerman, 1145 Goettman st., Troy Hill, Pittsburgh 12, Pa., in the sum of \$167.78 in full settlement of her claim against the City of Pittsburgh for personal injuries sustained November 15, 1946, on Basin street steps; and charge same to Code Account No. 42, Contingent Fund.

Passed April 7, 1947.

Approved April 18, 1947.

Resolution Book 11, Page 159.

No. 79

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Sam Albo, c/o M. E. Catanzaro, Esq., 806 Law & Finance Bldg., Pittsburgh, Pa., in the sum of \$138.50 in full settlement of his claim against the City of Pittsburgh for automobile damaged December 26, 1945, by Bureau of City Refuse truck at Ellsworth and Aiken avenues; and charge same to Code Account No. 42, Contingent Fund.

Passed April 7, 1947.

Approved April 18, 1947.

Resolution Book 11, Page 159.

No. 80

Resolved, That the Mayor and the Director of the Department of Lands and Buildings, be and they are hereby authorized, in the name of the City of Pittsburgh, to enter into and execute

a lease with Anna B. Dietrich, Harold D. Cochrane, Gladys C. Strauch and Louis H. Cochrane, Jr., for the building now occupied as a branch library, and situate on Brighton road, near Woods Run avenue, for a term of one year, beginning May 1, 1947, and ending April 30, 1948, at an annual rental of \$1,500.00, payable in monthly installments of \$125.00 each, to the Cochrane and Dietrich Property Account, chargeable to and payable from Code Account 1361, Miscellaneous Services, and the owners of said building shall pay all taxes, municipal claims and water rents and any other charges against said building during the term of this lease. Said lease shall be approved as to form by the City Solicitor.

Passed April 7, 1947.

Approved April 18, 1947.

Resolution Book 11, Page 159.

No. 81

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 20th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 158 on Chartiers avenue in the Edward McGinnis Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 5, Page 255, and being the same property which the City acquired at Treasurer's Sale on June 7, 1943, from Silas J. McGinness, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 1, Page 96, to F. N. Kronz, for the sum of \$350.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to F. N. Kronz, upon the payment in full of the purchase price, namely \$350.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed April 7, 1947.

Approved April 18, 1947.

Resolution Book 11, Page 160.

No. 82

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate on Penn avenue, Second Ward, Pittsburgh, Allegheny County, Pa., having erected thereon a three-story brick dwelling known as 1812 Penn avenue, and being the same property which the City acquired by Sheriff's deed on D.T.D. No. 17 January Term, 1926-1932, from Elizabeth H. Doyle Breen, the deed for which is recorded in the Recorder's Office of Allegheny County in Deed Book Volume 2515, Page 258, to Joe Schilit and Bessie Schilit, his wife, for the sum of \$6,000.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Joe Schilit and Bessie Schilit, his wife, upon the payment in full of the purchase price, namely \$6,000.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed April 7, 1947.

Approved April 18, 1947.

Resolution Book 11, Page 160.

No. 83

Whereas, At Treasurer's Sale on June 3, 1946, the City of Pittsburgh purchased a vacant lot in the 31st Ward owned by Samuel E. and Emma May Shepard, being Lot No. 147 on Leaside drive; and

Whereas, John Ruszin and Mary Ruszin, his wife, have secured a deed from the former owners conveying the right of redemption, and have offered the City the sum of \$400.00 in purchase of the aforesaid lot under Section 1, of the Act of 1937, P. L. 787; therefore, be it

Resolved, That the Law Department is hereby authorized and directed to petition Common Pleas Court for the sale of Lot No. 147, on Leaside drive in the Calhoun Plan of Lots, Plan Book 27, Pages 174 and 175, to John Ruszin and Mary Ruszin, his wife, for the sum of \$400.00, in accordance with Section 1 of the Act of 1937, P. L. 787, as amended, and upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property and charge the costs to the City of Pittsburgh.

Passed April 14, 1947.

Approved April 24, 1947.

Resolution Book 11, Page 161.

No. 84

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate on Fourth avenue, First Ward, Pittsburgh, Allegheny County, Pa., having erected thereon a three story brick building known as 428 Fourth avenue, being the same property which was acquired by the City by Sheriff's deed from W. H. Stevenson on D. T. D. No. 130 October Term, 1934, the deed for which is recorded in the Recorder's Office of Allegheny County in Deed Book Volume 2556, Page 691, to John

Ullrich and Marie Ullrich, his wife, for the sum of \$22,500.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to John Ullrich and Marie Ullrich, his wife, upon the payment in full of the purchase price, namely \$22,500.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed April 14, 1947.

Approved April 24, 1947.

Resolution Book 11, Page 161.

No. 85

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground, size 60 x 96 feet, situate on Muriel street at the corner of South 12th street, 17th Ward, Pittsburgh, Allegheny County, Pa., being the same property which the City acquired at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 7, 1943, from Kathryn Schmitt, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 1, Page 54, to Robert Gruber, for the sum of \$3,000.00, subject to any mortgages of record, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Robert Gruber, upon the payment in full of the purchase price, namely \$3,000.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this ar-

rangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record tax and municipal claims against the property.

Passed April 14, 1947.

Approved April 24, 1947.

Resolution Book 11, Page 162.

No. 86

Whereas, At Treasurer's Sale on June 3, 1946, the City of Pittsburgh purchased a vacant lot in the 29th Ward owned by Agnes M. Jones, being Lot No. 308 Walton (Clayton) street; and

Whereas, Walter W. Kramer and Mary Lou Kramer, his wife, have secured a deed from the former owner conveying the right of redemption, and have offered the City the sum of \$75.00 for the purchase of the aforesaid lot under Section 1, of the Act of 1937, P. L. 787; therefore, be it

Resolved, That the Law Department is hereby authorized and directed to petition Common Pleas Court for the sale of Lot No. 308 on Walton (Clayton) street in the Oakleigh Plan, Plan Book Volume 24, Pages 148 and 149, to Walter W. Kramer and Mary Lou Kramer, his wife, for the sum of \$75.00, in accordance with Section 1, of the Act of 1937, P. L. 787, as amended, and upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property and charge the costs to the City of Pittsburgh.

Passed April 14, 1947.

Approved April 24, 1947.

Resolution Book 11, Page 162.

No. 87

Resolved, That Resolution No. 58, approved March 28, 1947, authorizing the sale of lot, size 60x96 feet on Muriel street at the corner of South 12th street, 17th Ward, to Samuel P. Pusateri, for the sum of \$3,000.00, be and the same is hereby repealed.

Passed April 14, 1947.

Approved April 24, 1947.

Resolution Book 11, Page 163.

No. 88

Resolved, That Resolution No. 195, approved August 5, 1946, authorizing the sale of Lot No. 54 on Bartow street, 28th Ward, to Frank A. Silvester and Frances M. Silvester, his wife, for the sum of \$225.00, be and the same is hereby repealed.

Passed April 14, 1947.

Approved April 24, 1947.

Resolution Book 11, Page 163.

No. 89

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrant in favor of Mr. Thomas A. O'Rourke, for dental expenses, to be paid to Dr. M. F. Walsh in the sum of \$225.00, due to an accidental injury sustained by Thomas O'Rourke on June 11, 1942, and same charged to Code Account No. 44-M.

Passed April 21, 1947.

Approved April 30, 1947.

Resolution Book 11, Page 163.

No. 90

Resolved, That Harry C. Beschel, City of Pittsburgh and School District of

Pittsburgh Tax Solicitor, be and he is hereby authorized and directed to satisfy the following water lien:

City of Pittsburgh and School District of Pittsburgh vs. Allegheny County Workhouse, D.T.D. No. 11429 October Term, 1946.

Passed April 21, 1947.

Approved April 30, 1947.

Resolution Book 11, Page 164.

No. 91

Whereas, Certain sections of highways in Pittsburgh City, County of Allegheny, Commonwealth of Pennsylvania, as listed in the body of this Resolution, are in need of improvements; and

Whereas, The City of Pittsburgh desires to take advantage of the Act approved June 12, 1919, PL 450, as amended by the Acts of March 10, 1921, PL 26, May 8, 1929, PL 1651, and July 12, 1935, PL 803, permitting Counties of the Commonwealth of Pennsylvania to appropriate and expend moneys for the improvement and maintenance of State Highways and State-Aid Highways or any public highway in any County of the Commonwealth, etc., Therefore, be it

Resolved, That the City Council of Pittsburgh City, in regular session assembled on this 21st day of April, 1947, do on behalf of said City hereby petition for County Aid on the following highways:

1. Smallman street at 34th street and extending to Smallman street at 36th street. (Smallman street, grading, paving and curbing).
2. Smallman street at 32nd street and extending to Smallman street at 34th street. (Smallman street Repaving).
3. Kearsarge street at Grandview avenue and extending to Kearsarge street at Virginia avenue. (Kearsarge street Repaving).

4. Bertha street at Sycamore street and extending to Bertha street at Virginia avenue. (Bertha street Repaving).

5. Plymouth street at Grandview avenue and extending to Plymouth street at Wall street. (Plymouth street Repaving).

6. Murray avenue at Forbes street and extending to Murray avenue at Phillips avenue. (Murray avenue Repaving).

7. Woodland avenue at Shadeland avenue and extending to Woodland avenue at Brighton road. (Woodland avenue Repaving).

8. Hooper street at Forbes street and extending to Hooper street at Fifth avenue. (Hooper street Repaving).

9. Baytree street at Perrysville avenue and extending 630' eastwardly therefrom on Baytree street. (Baytree street Repaving).

10. 24th street at Liberty avenue and extending to 24th street at Smallman street. (24th street Repaving).

11. South 27th street at Josephine street and extending to South 27th street at Monongahela Connecting Railroad. (South 27th street Repaving).

12. Beacon road at Beacon street and extending to Beacon road at Schenley Park road. (Beacon road Repaving).

13. Davis avenue at Shadeland avenue and extending to Davis avenue at California avenue. (Davis avenue Repaving).

Passed April 21, 1947.

Approved April 30, 1947.

Resolution Book 11, Page 164.

No. 92

Resolved, That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to execute and deliver a deed to Esther E. Robb, for

the sum of \$600.00, for property fronting on Antietam street, Tenth Ward, Pittsburgh, being a portion of Lot No. 483, in the Samuel Garrison Plan, which was condemned by the City of Pittsburgh for public purposes by Ordinance No. 228, Series 1942, the said property being bounded and described as follows:

Beginning at a point at the intersection of the easterly side of Antietam street and the southerly side of Java way; thence extending eastwardly along the south side of Java way a distance of 51.43 feet; thence extending along the northerly line of Lot No. 483 in an easterly direction a distance of 74.52 feet; thence extending in a southerly direction along a line parallel to the easterly line of Antietam street a distance of 24 feet; thence extending along the southerly line of Lot No. 483, a distance of 120 feet to the point of beginning.

Provided that the purchase money shall be paid within sixty (60) days from the date of approval of this Resolution.

Passed April 21, 1947.

Approved April 30, 1947.

Resolution Book 11, Page 165.

No. 93

Whereas, At City Treasurer's sale held the first Monday of June, 1944, two vacant lots in the 28th Ward, owned by Frank and Mary Nemeth, described as "2 lots 25x100 each Kinmont street Nos. 311-312 West Pittsburgh Terrace Plan, P. B. 18, P. 192" were purchased by the City, and

Whereas, Subsequent to the execution and recording of the deed to the City, the owners paid all City and School taxes of record against said lots; Therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute a quitclaim deed for the aforesaid lots to Harry L. Horton, Jr., and May L. Horton, his wife, grantees of the former owners.

Passed April 21, 1947.

Approved April 30, 1947.

Resolution Book 11, Page 165.

No. 94

Resolved, That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to execute a quitclaim deed conveying to the County of Allegheny all of the interest of the City of Pittsburgh in and to the following described tract of land:

All that certain tract of land known as Rodgers Field, containing 40.88 acres, situate in O'Hara township, Allegheny County, Pennsylvania, bounded and described as follows:

Beginning at an oak tree on the Westerly side of Powers Run road where the road adjoins the property of J. W. Boyle; thence South 0° 31' West, 2152.71 feet to a monument; thence South 86° 33' East, along the property of the Allegheny County Workhouse, 1377.50 feet to a monument to the lines of property of Hamilton; thence North 0° 09' West, 444.50 feet to the center line of the Powers Run road; thence along the center line of Powers Run road North 37° 06' West, 2245.50 feet to the oak tree at the place of beginning.

Being the same property which the County of Allegheny acquired by condemnation proceedings for the purpose of establishing and maintaining an air-drome or aviation landing field pursuant to the provisions of an Act of Assembly of the Commonwealth of Pennsylvania of May 21, 1923, P. L. 295, said proceedings being of record in the Court of Common Pleas of Allegheny County in the office of the Prothonotary of said County at No. 1387 July Term, 1925.

Passed April 21, 1947.

Approved April 30, 1947.

Resolution Book 11, Page 166.

No. 95

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 15th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 3 on Forrester street in the J. E. Williams Second Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 5, Page 333, and being the same property which the City acquired by Sheriff's deed on D. T. D. No. 895 December Term, 1897, from James Parker et al, the deed for which is recorded in the Recorder's Office of Allegheny County in Deed Book Volume 15 No. 1, Pages 536, 537, and 538, to Michael Mitchell and Lillian Mitchell, his wife, for the sum of \$150.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Michael Mitchell and Lillian Mitchell, his wife, upon the payment in full of the purchase price, namely \$150.00, within 90 days from the date of approval by the Court; otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void. And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed April 21, 1947.

Approved April 30, 1947.

Resolution Book 11, Page 166.

No. 96

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 28th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 150 on Grassmere street in the Crafton

Park Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 24, Page 32, and being the same property which the City acquired from Mary Conolly at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 5, 1944, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 2, Page 15, to George B. Moser and Nellie J. Moser, his wife, for the sum of \$200.00 under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to George B. Moser and Nellie J. Moser, his wife, upon the payment in full of the purchase price, namely \$200.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed April 21, 1947.

Approved April 30, 1947.

Resolution Book 11, Page 167.

No. 97

Resolved, That Resolution No. 155, approved May 19, 1943, which reads "Resolved, That the Pittsburgh Defense Council be and it is hereby authorized and directed to expend \$125.00 per month for the temporary employment of an Office Manager, from funds derived from the general sale of scrap, And be it further

"Resolved, That the Mayor be and he is hereby authorized and directed to issue, and City Controller to countersign, warrants for the aforesaid purposes, chargeable to Special Trust Fund, 'Scrap Collections,' on vouchers submitted by the Pittsburgh Defense Council, audited by the City Controller and ap-

proved by the Finance Committee of Council."

shall be and the same is hereby amended to read as follows:

Resolved, That the Pittsburgh Disaster Committee be and it is hereby authorized and directed to expend \$150.00 per month for the temporary employment of an Office Manager, from funds derived from the general sale of scrap, And be it further

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants for the aforesaid purposes, chargeable to Special Trust Fund, "Scrap Collections," on vouchers submitted by the Pittsburgh Disaster Committee audited by the City Controller and approved by the Finance Committee of Council.

Passed April 21, 1947.

Approved April 30, 1947.

Resolution Book 11, Page 167.

No. 98

Whereas, Council by Bill No. 1650, Series of 1946, passed a resolution evidencing its desire that Glen-Hazel Heights War Housing Project, consisting of 999 units, be converted into a public low-rent housing project under the ownership of the Housing Authority of the City of Pittsburgh; and

Whereas, There is a dire shortage of safe and decent housing in the City of Pittsburgh for persons of low income; and

Whereas, The said Glen-Hazel Heights Housing Project if conveyed to the Housing Authority of the City of Pittsburgh will be used exclusively to house persons of low income; Now, Therefore, be it

Resolved, By the City of Pittsburgh in Council assembled, that Council hereby certifies that there is a dire shortage of safe and decent housing in the City of Pittsburgh for persons of low income; And be it further

Resolved, That Council hereby certifies that if and when the Glen-Hazel Heights Housing Project is conveyed to the Housing Authority of the City of Pittsburgh, the said housing project will be used exclusively for persons of low income; and be it further

Resolved, That the Federal Public Housing Authority Region II Office be advised of Council's action by means of a certified copy of this resolution.

Passed April 28, 1947.

Approved May 8, 1947.

Resolution Book 11, Page 168.

No. 99

Resolved, That Resolution No. 76, authorizing the Mayor to execute and deliver to the Peoples First National Bank and Trust Company (formerly Safe Deposit Company of Pittsburgh), successor trustee of the Estate of Joseph S. Brown, deceased, a quitclaim deed of the City for all those certain lots situate in the Twentieth Ward of the City of Pittsburgh, being lots numbered 36, 37, 38, 39, 40 and 41 in the Joseph S. Brown Revised Plan, of record in the office of the Recorder of Deeds of Allegheny County, in Plan Book Volume 7, Page 150, approved April 14, 1947, be amended by changing the number reading "1403" in the first "WHEREAS" clause to read "1493", and the name "Mrs. Mary A. Woods Estate" in the first and second "WHEREAS" clauses to read "Mrs. M. A. Woods Estate."

Passed April 28, 1947.

Approved May 8, 1947.

Resolution Book 11, Page 168.

No. 100

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Martha Wells in the sum of \$200.00 in full

settlement of her suit against the City of Pittsburgh at No. 148 July Term, 1946 in the Court of Common Pleas, Allegheny County, for personal injuries sustained July 17, 1945, at 2242 Wylie Ave., Pittsburgh, Pa.; and charge same to Code Account No. 42, Contingent Fund.

Passed May 5, 1947.

Approved May 14, 1947.

Resolution Book 11, Page 169.

No. 101

Whereas, By Resolution No. 96, approved by the Mayor of the City of Pittsburgh May 1, 1945, and recorded in Resolution Book Vol. 10, Page 670, the Mayor was authorized and directed to accept from the Yellow Cab Company and the Pittsburgh Transportation Company a bond in the amount of \$2,000.00, conditioned upon the appearance for hearing of each and all of their drivers when arrested because of accidents involving taxicabs of the said companies operated by the said drivers; and

Whereas, The Resolution provided that it shall be effective for a period of one year from the effective date thereof, and will therefore expire April 30, 1946; and

Whereas, By Resolution No. 102, approved May 1, 1946, all the authority, directions, terms and provisions of Resolution No. 96 of 1945, approved May 1, 1945, were renewed and extended from May 1, 1946, to and including April 30, 1947; Now, Therefore, Be It

Resolved, That all the authority, directions, terms and provisions of Resolution No. 96 of 1945, approved May 1, 1945, and recorded in Resolution Book Vol. 10, page 670, be renewed and extended from May 1, 1947, to and including April 30, 1948.

Passed May 5, 1947.

Approved May 14, 1947.

Resolution Book 11, Page 169.

No. 102

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 27th Ward, Pittsburgh, Allegheny County, Pa., being a portion of Lot No. 83 on Brighton road at the corner of Kleber street in the Brighton Country Club Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 27, Page 48, and being the same property which the City acquired from Clara Carlin Finner at Treasurer's Sale on June 5, 1944, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 1, Page 238, to G. Edgar Steinmark and Helen B. Steinmark, his wife, for the sum of \$650.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to G. Edgar Steinmark and Helen B. Steinmark, his wife, upon the payment in full of the purchase price, namely \$650.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon the confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed May 5, 1947.

Approved May 14, 1947.

Resolution Book 11, Page 170.

No. 103

Whereas, The Bureau of Traffic Planning is arranging for a traffic count in the City of Pittsburgh to be conducted during the month of June, 1947, and

Whereas, The Boy Scouts have been used in previous years to make said counts,

Now, Therefore, Be It Resolved, that the Director of the Department of Public Safety is hereby authorized and empowered to arrange with the Boy Scout Headquarters for the furnishing of sufficient Boy Scouts to make the count and to pay said boys the sum of fifty cents (\$0.50) each, which, together with the necessary expenses incurred by the Boy Scout Headquarters in arranging this work, shall be paid by the City of Pittsburgh, and to pay for the same the sum of One Thousand Dollars (\$1,000.00), or so much thereof as may be necessary, is hereby appropriated from Code Account No. 1491, Item B, Boy Scout Traffic Count, Bureau of Traffic Planning, Department of Public Safety, and

Be It Further Resolved that in order to assist in the preparation and tabulation of the count made by the Boy Scouts, and other traffic counts, the Director of the Department of Public Safety is hereby authorized to employ sufficient clerks and to pay them at a rate not to exceed eighty-five cents (\$0.85) per hour, and to rent machines for the automatic tabulation of portions of data, and for this purpose the sum of One Thousand Dollars (\$1,000.00) is hereby appropriated from Code Account No. 1492, Item B, Tabulation Fund, Bureau of Traffic Planning, Department of Public Safety, and

Be It Further Resolved that the Mayor is authorized to sign and the City Controller to countersign warrants accordingly.

Passed May 12, 1947.

Approved May 21, 1947.

Resolution Book 11, Page 170.

No. 104

Resolved, That the Collector of Delinquent Taxes be and he is hereby authorized and directed to accept the sum of \$527.85 in full payment of unpaid water rent against property of the Housing Authority of the City of Pittsburgh in the Sixteenth Ward for the year 1944.

Passed May 12, 1947.

Approved May 21, 1947.

Resolution Book 11, Page 171.

No. 105

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$43.88 in full settlement of unpaid flat rate water charges against the property of Wendelin Staab, 2705 Burham street, 16th Ward, for the years 1943, 1944 and 1945.

Passed May 12, 1947.

Approved May 21, 1947.

Resolution Book 11, Page 171.

No. 106

Resolved That the Mayor, on behalf of the City, is hereby authorized and directed to join with the County and School District, on the one part, and the following person on the other part, in separate agreement for the sale of the following real estate free and clear of all encumbrances for the following sum, and upon receipt of the sum set forth in the agreement, to execute and deliver a deed for the interest of the City in the following real estate:

Property—Thomas Aloe, 5907 Callowhill street; Lot 60x150, Lot 90x150; 2-story stone dwelling; 1-story stucco garage.

Highest successful bidder—Ruth Newcomer, c/o Prudential Realty Co., 417 Frick Building. Gross amount \$9,000.00. Commission—\$450.00. Net Amount—\$8,550.00

and upon delivery of the deed, the Director of the Department of Lands and Buildings is hereby authorized to assign the existing fire insurance policy to the purchaser.

Passed May 12, 1947.

Approved May 21, 1947.

Resolution Book 11, Page 171.

No. 107

Resolved, That the Mayor, on behalf of the City, is hereby authorized and directed to join with the County and School District, on the one part, and the following persons on the other part,

in separate agreements for the sale of the following real estate free and clear of all encumbrances for the following sums, and upon receipt of the sums set forth in the agreement, to execute and deliver a deed for the interest of the City in the following real estate:

Property	Highest Successful Bidder	Gross Amount	Commis- sion	Net Amount
Samuel Barbalot 3714-3716 Butler St. Lot 40x104.58 2-Sty. Brick Bldg. 2-Sty. Frame Bldg. (rear)	John Tyminski c/o Gribbon Real Estate 3621 Butler St.	\$4,600.00	\$230.00	\$4,370.00
William Cohen 45-47 Chatham St. Lot. 35.63x96 2-3-Sty. Brick Dwellings 2-Sty. Bldg. (rear)	Daniel Laley 727 Bakewell Bldg.	6,301.00	315.05	5,985.95
Lizzie M. Glynn 6515 Jackson street Vacant Lot 100x157	Fiore Amendola 1506 Foliage st. Wilkinsburg, Pa.	2,975.00	None	2,975.00
Leo R. Griffin 702-712 Carmel Way 6 Frame Dwellings Lot 91.41xavg. 125.61	Hyman Goldstein 5907 Stanton Ave.	3,010.00	None	3,010.00
Robert Maloney Beechwood Blvd. Vacant Lot 102.15x200	Louis Steinbach 615 Berger Building	9,901.00	None	9,901.00
Henrietta S. Neuman 104 Fullerton St. Lot 21.50x100 2-Sty. Brick Dwelling 1-Sty. Brick Dwelling (rear)	Louis Goldvarg 1317 Allegheny ave.	2,755.00	None	2,755.00
John C. Reilly 1928 Fifth Ave. Lot 42x120 2-Sty. Brick Bldg.	W. A. Dunn 1928 Fifth Ave.	8,000.00	None	8,000.00
John Rothman 1901 Beaver Ave. Lot 40x120 2-3-Sty. Brk. Bldgs. 2-Sty. Brk Dwlg. (rear)	S. Lee Kann 711 Berger Bldg.	10,775.00	None	10,775.00
D. Howard Brown Lot No. 56 Crosby Ave. 19th Ward, Size 33.4x110	Ranzo L. DiPietro 1835 Tonapah st.	905.00	None	905.00
Harry W. Lehner Lot Nos. 101-102 Camfield st. Size 25x120 each	Carmen DiSalvo 302 Camfield st.	800.00	40.00	760.00
Harry W. Lehner Lots Nos. 110 to 113 inclusive, Camfield st. Size 25x120 each	Ernest Perella 200 Tarragonna street	1,800.00	None	1,800.00

Passed May 12th, 1947.

Approved May 21, 1947.

Resolution Book 11, Page 172.

No. 108

Whereas, At Treasurer's Sale on June 3, 1946, the City of Pittsburgh purchased a vacant lot in the 20th Ward owned by Maude Williams, being a portion of Lot No. 72 on Faronia street; and

Whereas, Harry A. Stroup and Barbara R. Stroup, his wife, has secured a deed from the former owner conveying the right of redemption, and have offered the City the sum of \$500.00 for the purchase of the aforesaid lot under Section 1 of the Act of 1937, P. L. 787; Therefore, Be It

Resolved, That the Law Department is hereby authorized and directed to petition Common Pleas Court for the sale of the easterly half of Lot No. 72 on Faronia street in the Andrew Patterson Plan of Lots, Plan Book Volume 6, Pages 212 to 214, to Harry A. Stroup and Barbara R. Stroup, his wife, for the sum of \$500.00, in accordance with Section 1, of the Act of 1937, P. L. 787, as amended, and upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property and charge the costs to the City of Pittsburgh.

Passed May 12, 1947.

Approved May 21, 1947.

Resolution Book 11, Page 173.

No. 109

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 20th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 71 to 74, inclusive, on Wettengel ave-

nue in the William J. Boyd Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 3, Page 253, and being the same property which the City acquired from George D. Harger at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 7, 1943, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 1, Page 79, to Charles Beshenich and Evelyn Beshenich, his wife, for the sum of \$350.00 under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Charles Beshenich and Evelyn Beshenich, his wife, upon the payment in full of the purchase price, namely \$350.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed May 12, 1947.

Approved May 21, 1947.

Resolution Book 11, Page 173.

No. 110

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 13th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 25 and 26 on Fargo street in the Liberty Real Estate Company Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 22, Page 5, and being the same property which the City acquired from John W. Barbour at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 5, 1944, the deed for which is recorded in the

Prothonotary's Office of Allegheny County in Deed Book Volume 1, Page 202, to John W. Barbour and Donald A. Barbour for the sum of \$250.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to John W. Barbour and Donald A. Barbour, upon the payment in full of the purchase price, namely \$250.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed May 12, 1947.

Approved May 21, 1947.

Resolution Book 11, Page 174.

No. III

Resolved, That Resolution No. 85, approved April 24, 1947, authorizing the sale of a vacant lot, size 60x96, on Muriel street at the corner of South 12th street, 17th Ward, to Robert Gruber for the sum of \$3,000.00, be amended by striking out the name "Robert Gruber" and inserting in lieu thereof the name "W. A. Walker."

Passed May 12, 1947.

Approved May 21, 1947.

Resolution Book 11, Page 174.

No. II2

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mary Poliwka and Mike Poliwka, her husband, 2098 Plainview ave., Pittsburgh, Pa., in the sum of \$126.40 in full

settlement of their claim against the City of Pittsburgh for personal injuries sustained by Mrs. Poliwka on October 3, 1946, on Ray avenue steps; and charge same to Code Account No. 42, Contingent Fund.

Passed May 19, 1947.

Approved May 29, 1947.

Resolution Book 11, Page 175.

No. II3

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of The Pennsylvania Railroad Company in the amount of \$7,788.76 in full settlement of all claims for overcharges for water furnished its property at 26th street and Liberty avenue on Meters Nos. 190045 and 190020, and charge same to Code Account No. 41, Refunds—Taxes and Water Rents.

Passed May 19, 1947.

Approved May 29, 1947.

Resolution Book 11, Page 175.

No. II4

Whereas, Helen S. Magsam, is the owner of property situate in the 25th Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, with a frontage of twenty (20) feet, more or less, on the southerly line of Fountain street and a depth of eighty (80) feet, more or less; and

Whereas, There is erected on said premises a two-story frame dwelling known as 33 Fountain street; and

Whereas, A survey made by R. T. Becker, Registered Engineer, dated April 1947, shows the said two-story frame dwelling encroaches on Fountain street, said encroachment being 1.61 inches at the northeast corner of Fountain street; and

Whereas, The said two-story frame dwelling known as 33 Fountain street was erected on said premises more than thirty years ago, and the location thereof has not been changed; Now, therefore, be it

Resolved, That the Mayor and the Director of the Department of Public Works be authorized and directed, on behalf of the City of Pittsburgh, to grant Helen S. Magsam, her heirs, executors and assigns, the right to use and occupy the land area of such encroachment while the present building shall continue to stand and waiving all damages by reason of such encroachment in consideration of the promise of Helen S. Magsam, her heirs, executors and assigns, to relinquish and give up the said encroachment area upon the demolition or destruction of the present building.

Passed May 19, 1947.

Approved May 29, 1947.

Resolution Book 11, Page 175.

No. 115

Resolved that the Solicitor for City and School Tax Liens is hereby authorized to satisfy the following tax liens of record, and the Delinquent Tax Collector is authorized to exonerate said taxes of record.

City of Pittsburgh)	D.T.D. No. 10444
vs.)	Oct. Term, 1938
Joseph C. Shaffer)	1936 City Tax
et ux or County)	\$41.20
of Allegheny)	

City of Pittsburgh)	D.T.D. No. 8454
vs.)	Oct. Term, 1940
Joseph C. Shaffer)	1937 City Tax
et ux or County)	\$41.20
of Allegheny)	

City of Pittsburgh)	D.T.D. No. 10923
vs.)	Oct. Term, 1941
Fannie Robbins or)	1938 City Tax
County of Allegheny)	\$41.20

Passed May 19, 1947.

Approved May 29, 1947.

Resolution Book 11, Page 176.

No. 116

Resolved, That the following flat rate water charges against property of the City of Pittsburgh on Spring Garden avenue, 24th Ward, be hereby exonerated:

City of Pittsburgh	1943	\$95.25
City of Pittsburgh	1944	\$95.25
City of Pittsburgh	1945	\$95.25
City of Pittsburgh	1946	\$95.25
City of Pittsburgh 1/3 of 1947		\$31.75

And Be It Further Resolved, That the Collector of Delinquent Taxes be authorized and directed to strike off the above charges from his books.

Passed May 19, 1947.

Approved May 29, 1947.

Resolution Book 11, Page 176.

No. 117

Resolved, That the agreement for the sale of jointly owned property in the 19th Ward, on Pauline avenue, to Edward E. Shepler and Hazel M. Shepler, his wife, for the sum of \$5,760.00, be amended so as to provide that the sale price shall be reduced in proportion to the money necessary to pay all City, County and School taxes, penalties, interest and costs on Lot No. 176 adjoining the property which is now under agreement and which is estimated to be approximately \$700.00. The said Edward E. Shepler to purchase said Lot No. 176 to correct the overlap of house now on lot No. 175.

Passed May 19, 1947.

Approved May 29, 1947.

Resolution Book 11, Page 177.

No. 118

Resolved, That the General Assembly of the Commonwealth of Pennsylvania be and it is hereby requested to provide that one-half of the proposed two-cents additional tax on each pack

of cigarettes be returned to the municipality in which the cigarettes were sold.

Passed May 19, 1947.

Approved May 29, 1947.

Resolution Book 11, Page 177.

No. 119

Resolved, That the City Solicitor be authorized to accept the face of liens amounting to \$1177.51 and costs \$111.40 filed at M.L.D. Nos. 21, 22, 23 and 29 January Term 1935 and 30, 31, 32 and 38 April Term, 1935, filed against Phillips Avenue Improvement Corp., provided that all City, School and County taxes are paid within thirty days from approval hereof.

Passed May 26, 1947.

Approved May 29, 1947.

Resolution Book 11, Page 177.

No. 120

Authorizing an agreement with the Allegheny Conference on Community Development accepting the loan of certain motor trucks for use in the City Clean-Up Campaign; authorizing the purchase of insurance and the return of said motor trucks after August 1, 1947.

Whereas, The Allegheny Conference on Community Development has offered to lend five (5) motor trucks to the City of Pittsburgh for use in the City Clean-Up Campaign at no charge to the City; Now, therefore, be it

Resolved, That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to sign and the City Controller to countersign an agreement accepting the loan, free of charge, of certain motor trucks from the Allegheny Conference on Community Development, together with transfer of title thereto; said agreement to provide for the return of said trucks and titles upon

demand at any time after August 1, 1947, and to contain a clause of indemnity relieving the Allegheny Conference on Community Development and the owner of said trucks from any and all liability for personal injury and property damage which may arise from the use of said trucks by the City of Pittsburgh; and be it further

Resolved that the Mayor and the Director of the Department of Public Works are hereby authorized and directed to invite letter-bids and to purchase insurance coverage for said five (5) motor trucks insuring against destruction or loss by fire or theft and damage by collision, with One Hundred Dollars (\$100.00) deductible clause; and, be it further

Resolved, That the Mayor and the Director of the Department of Public Works be authorized and directed to re-deliver said five (5) motor trucks and to execute and deliver assignments and transfers of title to the Allegheny Conference on Community Development, or its nominee, upon demand, at any time after August 1, 1947.

Passed June 2, 1947.

Approved June 5, 1947.

Resolution Book 11, Page 177.

No. 121

Whereas, The City acquired Lots Nos. 17, 18 and 19 on Fernwald road, 14th Ward, from John E. Born by Sheriff's deed dated May 10, 1935, the deed for which is recorded in Deed Book Volume 2548, Page 343; Now, therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute and deliver a deed to Ernest Stern, for the sum of \$300.00, conveying all the City's right, title and interest in the following:

All those certain lots or pieces of ground situate in the 14th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 17, 18 and 19 on Fernwald road in the Park Edge Acres Plan, of record in the Recorder's office of Alle-

gheny County in Plan Book Volume 32, Page 92, bounded and described as follows, to-wit:

Beginning on the northerly line of Fernwald road at the line dividing Lots Nos. 19 and 20 in said plan; thence by said dividing line, North 5° 09' West, 89.92 feet to the Northerly line of Lot No. 19; thence by the northerly line of Lots Nos. 19 and 18, North 84° 01' East, 69.79 feet to a point; thence North 5° 59' West, 34.80 feet to the dividing line of Lots Nos. 16 and 17 in said plan; thence along the last described dividing line South 62° 27' East, 108.41 feet to the northerly line of Fernwald road; thence along the northwesterly line of Fernwald road in a southwesterly direction, by the arc of circle deflecting to the right, with a radius 260.20 feet for an arc distance of 25.73 feet to a point of tangent on the northerly line of Fernwald road; thence along the northerly line of Fernwald road by the arc of a circle deflecting to the right, with a radius of 121.91 feet for an arc distance of 109.81 feet to a point of tangent at the line dividing Lots Nos. 18 and 19 in said plan; thence continuing along the northerly line of Fernwald road, South 84° 51' West, 50.0 feet to the place of beginning.

Provided, that the balance of the purchase money, namely \$270.00, shall be paid within 90 days from the date hereof, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void.

Passed May 26, 1947.

Approved June 5, 1947.

Resolution Book 11, Page 178.

No. 122

Resolved, That the Mayor on behalf of the City is hereby authorized and directed to join with the County and School District, on the one part, and Thomas White, on the other part, in an agreement for the sale of the following real estate, which was acquired

by the City, County and School District by Sheriff's deed from the Pittsburgh Valve, Foundry and Construction Company, free and clear of all encumbrances, for the sum of \$56,244.60 less commission:

"All that certain piece or parcel of ground situate on Railroad street between 25th and 26th street in the Second Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, said property having an irregular shape, fronting 203 feet on the northwesterly side of Railroad street and having a depth on the one side of 380 feet, more or less, along property now or late of S. Houseman's and Sons Company to the U. S. Harbor line on the Allegheny River, and having a depth on the other side of 424 feet, more or less, along property now or late of the Estate of J. B. Herron, deceased, to the U. S. Harbor line on the Allegheny River, and extending in the rear along the U. S. Harbor line on the Allegheny River 325 feet, more or less."

Passed May 26th, 1947.

Approved June 5, 1947.

Resolution Book 11, Page 179.

No. 123

Whereas, The City Council may hold no regular meetings during the months of July and August; and,

Whereas, It will be necessary to pay certain bills of the Duquesne Light Company for street lighting which is not covered by contract with the City of Pittsburgh; and,

Whereas, A large sum of money will be lost if these bills are not paid within the date specified for payment by the Duquesne Light Company; Now, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the Duquesne Light Company for street lighting furnished during the months of

June, July and August, 1947, not exceeding the sum of \$60,500.00 for any one of the months, and at rates which shall not exceed the rates charged for street lighting in the account rendered by the Duquesne Light Company for the month of May, 1947; said payments to be charged to Code Account No. 1597-2, Street Lighting; And, be it further

Resolved, That Council, upon reconvening, will pass the necessary legislation validating these payments to the Duquesne Light Company.

Passed June 2, 1947.

Approved June 13, 1947.

Resolution Book 11, Page 179.

No. 124

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 15th Ward, Pittsburgh, Allegheny County Pa., being Lot No. 11 on Clarion street in the C. E. Lincoln's Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 14, Page 30, and being the same property which the City acquired from Mary J. Stanger by Sheriff's deed on D.T.D. No. 1066 March Term 1907, the deed for which is recorded in the Recorder's Office of Allegheny County in Deed Book Volume 1776, Page 424, to Tennyson Miles and Clara Miles, his wife for the sum of \$60.00, under the Act of May 21, 1937, P. L. 787, as amended and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Tennyson Miles and Clara Miles, his wife, upon the payment in full of the purchase price, namely \$60.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the

City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed June 2, 1947.

Approved June 13, 1947.

Resolution Book 11, Page 180.

No. 125

Whereas, At Treasurer's Sale on June 3, 1946, the City of Pittsburgh purchased a vacant lot in the 13th Ward owned by Samuel and Lena A. Gardone, being part of Lot No. 9 on Mohler road; and

Whereas, Daniel Gardone and Gertrude M. Gardone, his wife, have secured a deed from the former owners conveying the right of redemption, and have offered the City the sum of \$150.00 in purchase of the aforesaid lot under Section 1, of the Act of 1937, P. L. 787; therefore, be it

Resolved, That the Law Department is hereby authorized and directed to petition Common Pleas Court for the sale of part of Lot No. 9 on Mohler road in the Schumaker Plan, Plan Book 8, Page 45, to Daniel Gardone and Gertrude M. Gardone, his wife, for the sum of \$150.00, in accordance with Section 1 of the Act of 1937, P. L. 787, as amended, and upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property and charge the costs to the City of Pittsburgh.

Passed June 2, 1947.

Approved June 13, 1947.

Resolution Book 11, Page 180.

No. 126

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 28th Ward, Pittsburgh, Al-

leggheny County, Pa., being Lot No. 406 on Justine street in the City Acres Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 29, Pages 82 and 83, and being the same property which the City acquired from Percy C. Alton at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 5, 1944, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 1, Page 256, to Edward R. Hartman, for the sum of \$100.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Edward R. Hartman upon the payment in full of the purchase price, namely \$100.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed June 2, 1947.

Approved June 13, 1947.

Resolution Book 11, Page 181.

No. 127

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 27th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 9 on Marshall avenue in the L. H. Smith Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 6, Page 320, and being the same property which the City acquired by Sheriff's deed on M.L.D. No. 2 April Term, 1907, from J. H. Lyon, the deed for which is recorded in the Recorder's Office of Allegheny County in Deed Book Volume 1777, Page 104, to Charles Joseph Marino and Catherine Marino,

his wife, for the sum of \$250.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Charles Joseph Marino and Catherine Marino, his wife, upon the payment in full of the purchase price, namely \$250.00, within 90 days from the date of approval by the Court; otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed June 2, 1947.

Approved June 13, 1947.

Resolution Book 11, Page 181.

No. 128

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 10th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 249 on Camelia street in the Richard E. Breed Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 6, Page 89, and being the same property which the City acquired by Sheriff's deed from John H. Zweldinger on D.T.D. No. 447 March Term, 1907, the deed for which is recorded in the Recorder's Office of Allegheny County in Deed Book Volume 1745, Page 422, to John F. O'Donnell and Maureen O'Donnell, his wife, for the sum of \$100.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court the Mayor is hereby authorized and directed to deliver a deed for said real estate to John F. O'Donnell and Maureen O'Donnell, his wife, within 90 days from the date of approval by the Court; otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell

shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed June 2, 1947.

Approved June 13, 1947.

Resolution Book 11, Page 182.

No. 129

Resolved, That the City Controller be and he is hereby authorized and directed to set aside the sum of \$1,000.00 from Code Account No. 97, Celebrations, toward the payment of expenses for a South Side Veterans' Community Celebration on the Fourth of July, 1947; and, be it further

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants drawn on said funds on vouchers approved by the Committee on Finance of Council.

Passed June 9, 1947.

Approved June 20, 1947.

Resolution Book 11, Page 182.

No. 130

Resolved, That the City Solicitor be authorized and directed to join with the School Solicitor to satisfy 1942 City tax lien D.T.D. 6017 July 1944, against property at 218 Collins avenue, 11th Ward, formerly owned by Liberty Hunting & Fishing Club; the property having been purchased in November, 1941, by Trees-Carlisle Post No. 166, V.F.W.; and be it further

Resolved, That the Collector of Delinquent Taxes be authorized and directed to strike this charge from the Tax Books.

Passed June 9, 1947.

Approved June 20, 1947.

Resolution Book 11, Page 183.

No. 131

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Ellsworth Green, 462 Walter Ave., Pittsburgh 10, Pa., in the sum of \$161.00 in full settlement of his claim against the City of Pittsburgh for automobile damaged March 26, 1947, by Bureau of City Refuse truck on 6th avenue at Court Place and Wylie avenue; and charge same to Code Account No. 42, Contingent Fund.

Passed June 16, 1947.

Approved June 26, 1947.

Resolution Book 11, Page 183.

No. 132

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of J. S. R. McFall, c/o John M. Reed, Esq., Farmers Bank Bldg., Pittsburgh, Pa., in the sum of \$171.00 in full settlement of his claim against the City of Pittsburgh for automobile damaged November 29, 1946, by Bureau of City Refuse truck on Liberty avenue at 11th street; and charge same to Code Account No. 42, Contingent Fund.

Passed June 16, 1947.

Approved June 26, 1947.

Resolution Book 11, Page 183.

No. 133

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Duquesne Light Company, 801 Grant Bldg., Pitts-

burgh 19, Pa., in the sum of \$178.84 in full settlement of its claim against the City of Pittsburgh for light pole damaged July 20, 1946, by Bureau of City Refuse truck on Liberty Bridge Approach near Forbes street; and charge same to Code Account No. 42, Contingent Fund.

Passed June 16, 1947.

Approved June 26, 1947.

Resolution Book 11, Page 184.

No. 134

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Lloyd's Dry Cleaners, 4918 Second Ave., Pittsburgh, Pa., in the sum of \$213.28 in full settlement of claim against the City of Pittsburgh for loss of labor and electrical repairs necessitated February 12, 1947, when Bureau of City Refuse truck broke heavy conduit line leading to plant at above address; and charge same to Code Account No. 42, Contingent Fund.

Passed June 16, 1947.

Approved June 26, 1947.

Resolution Book 11, Page 184.

No. 135

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Max F. Currie, c/o John D. Stedford, Esq., 1200 Jones Law Bldg., Pittsburgh 19, Pa., in the sum of \$216.10 in full settlement of suit against the City of Pittsburgh at No. 367 of 1946 in the County Court of Allegheny County, for automobile damaged October 29, 1945, by Bureau of City Refuse truck on Bigelow boulevard at Herron avenue, Pittsburgh, Pa.; and charge same to Code Account No. 42, Contingent Fund.

Passed June 16, 1947.

Approved June 26, 1947.

Resolution Book 11, Page 184.

No. 136

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Adelaide Franciscus and Charles Franciscus, her husband, 5306 Camelia st., Pittsburgh, Pa., in the sum of \$146.40 in full settlement of their claim against the City of Pittsburgh for personal injuries sustained by Mrs. Franciscus on October 24, 1946, on steps leading from Stanton ave. to McCandless ave.; and charge same to Code Account No. 42, Contingent Fund.

Passed June 16, 1947.

Approved June 26, 1947.

Resolution Book 11, Page 185.

No. 137

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of L. Luella Hogue, 4836 Ellsworth ave., Pittsburgh 13, Pa., in the sum of \$120.00 in full settlement of her claim against the City of Pittsburgh for porch cache at above address damaged January 17, 1947, by Bureau of City Refuse truck; and charge same to Code Account No. 42, Contingent Fund.

Passed June 16, 1947.

Approved June 26, 1947.

Resolution Book 11, Page 185.

No. 138

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Harry Adair, 6750 Simonton st., Pittsburgh, Pa., in the sum of \$106.25 in full set-

tlement of his claim against the City of Pittsburgh for parked automobile at above address damaged May 19, 1947 by Bureau of City Refuse truck; and charge same to Code Account No. 42, Contingent Fund.

Passed June 16, 1947.

Approved June 26, 1947.

Resolution Book 11, Page 185.

No. 139

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Clinton Roberts, 5334 Black st., E. E., Pittsburgh, Pa., in the sum of \$37.00 in full settlement of his claim against the City of Pittsburgh for automobile damaged February 28, 1947, by patrol wagon on Wylie avenue at Trent street, Pittsburgh, Pa.; and charge same to Code Account No. 42, Contingent Fund.

Passed June 16, 1947.

Approved June 26, 1947.

Resolution Book 11, Page 186.

No. 140

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Lewis C. Keith, 5912 Ravenna street, Pittsburgh, Pa., in the sum of \$13.00, refunding amount paid for permit for plumbing plans and fixtures for a new house being built for William Beaver at the corner of Montclair and Tesla streets, 15th Ward, the contract with Mr. Keith having been cancelled before he did any of the plumbing work, and charging same to Code Account No. 42, Contingent Fund.

Passed June 16, 1947.

Approved June 26, 1947.

Resolution Book 11, Page 186.

No. 141

Resolved, That the City Solicitor be and she is hereby authorized and directed to satisfy sidewalk lien filed at M.L.D. No. 20 April Term 1946 against Barthemus Samul and Mary Samul and charge the costs to the City of Pittsburgh, for the reason that said sidewalk is below the level of the property and is of no benefit to the property.

Passed June 16, 1947.

Approved June 26, 1947.

Resolution Book 11, Page 186.

No. 142

Whereas, At City Treasurer's sale held the first Monday of June, 1944, a vacant lot in the 28th Ward, owned by W. L. and Philomena Skees, described as "Lot 25x100 Willoughby st., No. 456 West Pgh. Terrace Plan, P. B. 18, P. 1922 was purchased by the City, and

Whereas, We now have checks from Walter V. Skees of Miami, Florida, covering all City, County and School taxes against the aforesaid lot; Therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute a quitclaim deed for the aforesaid lot to the said Walter V. Skees.

Passed June 16, 1947.

Approved June 26, 1947.

Resolution Book 11, Page 186.

No. 143

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 27th Ward, Pittsburgh, Allegheny County Pa., being Lots Nos. 13 and 14 on Rodney street in the R. Fearnley and R. H. Gilliford Plan, of record in the Recorder's Office of Al-

Allegheny County in Plan Book Volume 7, Page 214, and being the same property which the City acquired by Sheriff's deed from Mrs. M. Conley or Mrs. P. L. Cox on M.L.D. No. 14 August Term, 1903, the deed for which is recorded in the Recorder's Office of Allegheny County in Deed Book Volume 1468, Page 433, to Mary Varga, for the sum of \$100.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Mary Varga, upon the payment in full of the purchase price, namely \$100.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed June 16, 1947.

Approved June 26, 1947.

Resolution Book 11, Page 187.

No. 144

Resolved, That the Mayor be and he is hereby authorized and empowered to sign, on behalf of the City of Pittsburgh, the Consents petition for the erection of a gasoline service station by Dixon Motor Company on property at the corner of W. Montgomery avenue and Arch street.

Passed June 24, 1947.

Approved July 3, 1947.

Resolution Book 11, Page 187.

No. 145

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mrs.

Alice Reynolds, 136 Plymouth street, Pittsburgh 11, Pa., in the sum of \$5.00, refunding fee paid by her husband, William P. Reynolds, for a Journeyman Plumber's license which was not obtained, and charge same to Code Account No. 42, Contingent Fund.

Passed June 24, 1947.

Approved July 7, 1947.

Resolution Book 11, Page 188.

No. 146

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 28th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 659 and 660 on Shadyhill road in the Westwood Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 20, Pages 52 and 53, and being the same property which the City acquired from Andrew J. Clark at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 5, 1944, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 2, Page 10, to Charles W. Bartsch and Mary Bartsch, his wife, for the sum of \$700.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Charles W. Bartsch and Mary Bartsch, his wife, upon the payment in full of the purchase price, namely \$700.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; and, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed June 24, 1947.

Approved July 7, 1947.

Resolution Book 11, Page 188.

No. 147

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 27th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 15, 16 and 17 on Marshall avenue in the L. H. Smith Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 6, Page 320, and being the same property which the City acquired from J. H. Lyon by Sheriff's deed on M.L.D. No. 2 April Term, 1907, the deed for which is recorded in the Recorder's Office of Allegheny County in Deed Book Volume 1777, Page 104, to Lawrence J. Schwilm, for the sum of \$675.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Lawrence J. Schwilm upon the payment in full of the purchase price, namely \$675.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed June 24, 1947.

Approved July 7, 1947.

Resolution Book 11, Page 188.

No. 148

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of that certain lot or piece of ground situate in the 19th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 80 on Fallowfield avenue in the West Liberty Plan No. 5, of record in the Recorder's Office of Allegheny County in Plan Book Volume 21, Pages 132 and

133, and being the same property which the City acquired from Jennie Francis at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 7, 1943, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 1, Page 57, to William J. Francis, for the sum of \$450.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to William J. Francis upon the payment in full of the purchase price, namely \$450.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed June 24, 1947.

Approved July 7, 1947.

Resolution Book 11, Page 189.

No. 149

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 26th Ward, Pittsburgh, Allegheny County, Pa., being part of Lot No. 115 and Lot No. 116 on Gould avenue in the Dunlap Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 27, Page 66, and being the same property which the City acquired from Alfred E. Ecklund at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 5, 1944, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 1, Page 214, to Mary P. Cannon for the sum of \$300.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized

and directed to deliver a deed for said real estate to Mary P. Cannon, upon the payment in full of the purchase price, namely \$300.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed June 24, 1947.

Approved July 7, 1947.

Resolution Book 11, Page 189.

No. 150

Resolved, That the Mayor, on behalf of the City, is hereby authorized and directed to join with the County and School District, on the one part, and the following persons on the other part, in separate agreements for the sale of the following real estate free and clear of all encumbrances for the following sums, and upon receipt of the sums set forth in the agreements, to execute and deliver deeds for the interest of the City in the following real estate:

Property	Highest Successful Bidder	Gross Amount	Commission	Net Amount
Harvey Worthington 1430-1432 Fifth avenue Lot 40x75 2 3-story brick buildings	Louis Ruben 922 Chislett street	\$18,750.00	\$937.50	\$17,812.50
John C. Reilly 1612 Fifth avenue Lot 20.75x120 3-story brick building 3-story brick building (rear)	A. Lebarty and L. Weisberg 1629 Fifth avenue	11,000.00	None	11,000.00
Amelia Malcolm 941 Penn avenue Vacant lot 29.60x160	Ray Epstein 5260 Center avenue	16,650.00	832.50	15,817.50
Island Realty Co. 933-937 Penn avenue Lot 60x160 8-story brick building	S. A. Schwartz 5726 Beacon street	77,600.00	2,728.00	74,872.00
John Gobos 10-12 Smithfield street Lots 20x90—20x70 2 3-story brick buildings	Edward A. Early 326 Third avenue	35,010.00	None	35,010.00
Kate Coyne 2304 Fifth avenue Lot 20 x avg. 78 2-story frame dwelling 2-story frame dwelling (rear)	Karl Laps 2313 Fifth avenue	3,600.00	None	3,600.00
Harry B. Block 96 Courtland street Lot 26.91x65.07 2-story brick veneer dwelling	Harry B. and Lena Block 220 Flowers avenue	2,100.00	None	2,100.00

Passed June 24, 1947.

Approved July 7, 1947.

Resolution Book 11, Page 190.

No. 151

Whereas, The Secretary of Highways of the Commonwealth of Pennsylvania has requested the consent of the City of Pittsburgh to the relocation of certain Legislative Routes over City streets in the North Side District;

Now, Therefore, Be It Resolved, That the City of Pittsburgh does hereby consent to the relocation of State Highway Legislation Routes in the North Side District, L. R. 70 and L. R. 246 to be relocated on West Ohio street from Merchant street to Brighton road, and on Western avenue from Brighton road to Chateau street, instead of present used route over Merchant street, Ridge avenue, Reedsdale street and the section of Galveston avenue from Ridge avenue to Manchester avenue.

Be It Further Resolved, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to sign and approve plans prepared by the Secretary of Highways and approved by the Governor, showing the new location of State Highway Legislative Routes 70 and 246 over City streets as outlined herein.

Passed June 24, 1947.

Approved July 7, 1947.

Resolution Book 11, Page 191.

No. 152

Resolved, That the City Solicitor be authorized and directed to satisfy lien at D.T.D. 6048 October Term, 1944, erroneously filed against J. W. Keil for \$2.30, 1942 water charge at 1115 Woodbourne avenue, 19th Ward; and

Be It Further Resolved, That the Collector of Delinquent Taxes be authorized and directed to strike off the books 1942 water charge of \$2.30 against Katherine Orient, former owner of 1117 Woodbourne avenue, which charge is uncollectible.

Passed June 24, 1947.

Approved July 7, 1947.

Resolution Book 11, Page 191.

No. 153

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to exonerate the City taxes assessed against J. Aufderheide, et al., Trustees of the Stanton Heights Evangelical Church of Pittsburgh, on property located on Stanton court, West, 10th Ward, for the years 1934, \$75.40; 1935, \$75.40; 1936, \$75.40; 1937, \$75.40; 1938, \$75.40; 1939, \$75.40; 1940, \$84.18; 1941, \$84.18; 1942, \$82.35, and to satisfy the liens of such taxes, and charge the costs to the City of Pittsburgh, for the reason that said property has been used for church purposes during those years and was exempt from taxation and is presently exempt.

Passed June 24, 1947.

Approved July 7, 1947.

Resolution Book 11, Page 191.

No. 154

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John W. Golembiewski, Administrator of the Estate of Samuel E. Golembiewski, c/o Clarence B. Nixon, Esq., Standard Life Bldg., Pittsburgh, Pa., in the sum of \$750.00 in full settlement of suits against the City of Pittsburgh at Nos. 3066 and 3067 October Term, 1942, for death of minor son when struck by Bureau of Highways and Sewers truck December 4, 1941, on East Carson street at Wickersham School; and charge same to Code Account No. 42, Contingent Fund.

Passed June 30, 1947.

Approved July 11, 1947.

Resolution Book 11, Page 192.

No. 155

Whereas, Resolution No. 294, approved December 18, 1946, and recorded in Resolution Book Vol. 11, Page 118, directed the City Solicitor, under certain conditions, to satisfy tax liens against the Monumental Baptist Church; and

Whereas, It appears that there are two Monumental Baptist Churches in the City of Pittsburgh; Now, Therefore, be it

Resolved, That said Resolution No. 294, approved December 18, 1946, and recorded in Resolution Book Vol 11, Page 118, be and the same is hereby amended to read as follows:

Resolved, That the City Solicitor be and she is hereby authorized and directed to mark the tax liens filed against the Monumental Baptist Church, situate at 2238-2240 Wylie avenue, Fifth Ward, Pittsburgh, Pennsylvania, for the years 1931 to 1938, inclusive, "Satisfied, without payment," upon receipt of the costs accrued thereon.

Passed June 30, 1947.

Approved July 11, 1947.

Resolution Book 11, Page 192.

No. 156

Whereas, The Housing Authority of the City of Pittsburgh, Agent for the City in the management and operation of Veterans Temporary Housing Projects, has delivered to the City Treasurer a check in full payment of 1947 taxes at face; Now, Therefore, be it

Resolved, That the City Treasurer and/or Delinquent Tax Collector be authorized to accept, without penalty or interest, the face amount of City taxes levied on property now or hereafter being or to be used for temporary veterans' housing, for the year 1946 and subsequent years so long as the property is so used.

Passed June 30, 1947.

Approved July 11, 1947.

Resolution Book 11, Page 193.

No. 157

Whereas, It has been determined that the lien filed at M.L.D. No. 13 October Term, 1941, was filed against a non-existing property of Martha Bradley and is invalid; It Is Therefore

Resolved, That the City Solicitor be and is hereby authorized and directed to mark "satisfied without payment" the lien at M.L.D. No. 13 October Term, 1941, in the amount of \$89.96, the cost thereof to be charged to the City of Pittsburgh.

Passed June 30, 1947.

Approved July 11, 1947.

Resolution Book 11, Page 193.

No. 158

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 28th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 579, 580 and 581 on Hollywood street in the West Pittsburgh Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 18, Page 49, and being the same property which the City acquired from John R. Heatley, August Hettler and W. G. Schmid at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 5, 1944, the deeds for which are recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 2, Page 82, 88 and 210 to R. W. Humphreys for the sum of \$240.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to R. W. Humphreys, upon the payment in full of the purchase price, namely \$240.00, within 90 days from the date of approval by the Court, otherwise previ-

ous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed June 30, 1947.

Approved July 11, 1947.

Resolution Book 11, Page 193.

No. 159

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 20th Ward, Pittsburgh, Allegheny County, Pa., being Lots 24 and 25 on Junius street in the Adolph Oberhelman Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 5, Page 198, acquired from Wm. J. Snyder by Sheriff's deed on D.T.D. No. 1352 March Term, 1907, the deed for which is recorded in the Recorder's Office of Allegheny County in Deed Book Volume 1825, Page 87, to Giovanni Gionni for the sum of \$225.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Giovanni Gionni upon the payment in full of the purchase price, namely \$225.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed June 30, 1947.

Approved July 11, 1947.

Resolution Book 11, Page 194.

No. 160

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 28th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 533 and 534 on Hollywood street in the West Pittsburgh Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 18, Page 49, and being the same property which the City acquired at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 5, 1944, from Handford Jones and David H. Lash, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 2, Page 108, to R. W. Humphreys, for the sum of \$200.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to R. W. Humphreys, upon the payment in full of the purchase price, namely \$200.00, within 90 days from the date of approval by the Court; otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed June 30, 1947.

Approved July 11, 1947.

Resolution Book 11, Page 194.

No. 161

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 28th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 377 and 378 on Arnold street in the West Pittsburgh Plan, of record in the

Recorder's Office of Allegheny County in Plan Book Volume 18, Page 49, and being the same property which the City acquired from Margaret M. Moore at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 5, 1944, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 2, Page 149, to R. W. Humphreys for the sum of \$300.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to R. W. Humphreys, upon the payment in full of the purchase price, namely \$300.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed June 30, 1947.

Approved July 11, 1947.

Resolution Book 11, Page 195.

No. 162

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 19th Ward, Pittsburgh, Allegheny County, Pa., being a portion of Lot No. 1099 on Wolford street in the Brookline 2nd. Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 17, Page 129, and being the same property which the City acquired at Treasurer's Sale on June 4, 1945, from Harry Chiocca, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 2, Page 234, to John Pusateri and Helen B. Pusateri, his wife, for the sum of \$250.00, under the Act of May 21, 1937, as amended and

upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to John Pusateri and Helen B. Pusateri, his wife, upon the payment in full of the purchase price, namely \$250.00, within 90 days from the date of approval by the Court; otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed June 30, 1947.

Approved July 11, 1947.

Resolution Book 11, Page 195.

No. 163

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 26th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 41 on Veteran street in the Pentecost, Simpson and Rohrkast Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 5, Page 2, and being the same property which was acquired by the City by Sheriff's deed from Barbara Hendrie on D.T.D. No. 455 January Term, 1919, the deed for which is recorded in the Recorder's Office of Allegheny County in Deed Book Volume 2378, Page 635, to Eugene O. Grubbs, for the sum of \$175.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Eugene O. Grubbs, upon the payment in full of the purchase price, namely \$175.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed June 30, 1947.

Approved July 11, 1947.

Resolution Book 11, Page 196.

No. 164

Resolved, That Resolution No. 41, approved March 11, 1947, authorizing the leasing of space on the stairway landing on the southerly side of the Ross street entrance of the City-County Building to Howard A. Williams at a monthly rental of \$10.00, be supplemented by adding the following: And be it further

Resolved, That said lease shall begin April 1, 1947, and continue from month to month thereafter, covering a space three feet by six feet on the stairway landing on the southerly side of the Ross street entrance of the City-County Building, together with the small storage closet located on said stairway landing.

Passed June 30, 1947.

Approved July 11, 1947.

Resolution Book 11, Page 196.

No. 165

Resolved, That Resolution No. 122, approved June 5, 1947, authorizing the sale of vacant land on Railroad street, Second Ward, to Thomas White for the sum of \$56,244.60, be amended by striking out the words "less commission" and inserting in lieu thereof the words "less commission of \$2,812.23, payable to W. R. Shoup Realty Company."

Passed June 30, 1947.

Approved July 11, 1947.

Resolution Book 11, Page 197.

No. 166

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of M. D. Waller, 1128 Tropical ave., Pittsburgh, Pa., in the sum of \$181.00 in full settlement of his claim against the City of Pittsburgh for automobile damaged February 25, 1947, on Crane avenue by Bureau of Highways and Sewers truck; and charge same to Code Account No. 42, Contingent Fund.

Passed July 7, 1947.

Approved July 18, 1947.

Resolution Book 11, Page 197.

No. 167

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$85.00 in full settlement of unpaid metered water charges against the property of John C. Nock, 920 James street, 23rd Ward, for the year 1943.

Passed July 7, 1947.

Approved July 18, 1947.

Resolution Book 11, Page 197.

No. 168

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 19th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 97 on Chelton avenue in the Brookline 5th Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 25, Page 46, and being the same property which was acquired by the City by Treasurer's deed from Earl B. Jenkins on June 4, 1945, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 2, Page 234, to John Bradley and Daisy G. Bradley, his

wife, for the sum of \$275.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to John Bradley and Daisy G. Bradley, his wife, upon the payment in full of the purchase price, namely \$275.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed July 7, 1947.

Approved July 18, 1947.

Resolution Book 11, Page 198.

No. 169

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 20th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 39 on Denlin avenue in the Neeld Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 19, Page 118, and being the same property which was acquired by the City by Treasurer's deed from George W. and Camilla H. Wade on June 4, 1945, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 2, Page 322, to August Heisler and Zella M. Heisler, his wife, for the sum of \$100.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to August Heisler and Zella M. Heisler, his wife, upon the payment in full of the purchase price, namely \$100.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property

shall be forfeited and this agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed July 7, 1947.

Approved July 18, 1947.

Resolution Book 11, Page 198.

No. 170

Whereas, By Resolution No. 70, approved April 10, 1947, Lots Nos. 381 to 384, inclusive, on Olivia street, 14th Ward, were sold to James J. Cravotta for the sum of \$600.00; and

Whereas, A title search reveals that a mortgage held by the Mortgage Company of Pennsylvania covers the aforesaid lots; Now, therefore, be it

Resolved, That the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of James J. Cravotta, 306 Magee Building, Pittsburgh, Pa., in the amount of \$300.00 refunding one-half of the purchase price of the aforesaid property and charge the same to Code Account No. 42, Contingent Fund.

Passed July 14, 1947.

Approved July 23, 1947.

Resolution Book 11, Page 199.

No. 171

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 28th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 254 on Roundtop street in the West Pittsburgh Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 18, Page 49, and being

the same property which was acquired by the City by Treasurer's deed from Harry Bernstein on June 5, 1944, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 1, Page 277, to Philomena Kiefer, for the sum of \$150.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Philomena Kiefer, upon the payment in full of the purchase price, namely \$150.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed July 14, 1947.

Approved July 23, 1947.

Resolution Book 11, Page 199.

No. 172

Whereas, At City Treasurer's sale held the first Monday of June, 1944, a vacant lot in the 28th Ward owned by Roberta Nycum, described as "Lot 25x100 Steubenville Pike No. 457, West Pittsburgh Plan, P. B. 18, Page 49" was purchased by the City, and

Whereas, All City and School taxes, penalties and interest and costs have been paid to the City Treasurer and the period for redemption has expired; therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute a quit-claim deed for the aforesaid lot to the said Roberta Nycum.

Passed July 14, 1947.

Approved July 23, 1947.

Resolution Book 11, Page 199.

No. 173

Resolved, That the Treasurer be and is hereby authorized to mark "Satisfied without payment" the balance of \$18.86 assessed in the year 1932 against property in the name of Frank Golob, situate at 5417, 5417½ and 5419 Carnegie street, 10th Ward, City.

Passed July 14, 1947.

Approved July 23, 1947.

Resolution Book 11, Page 200.

No. 174

Resolved, hat the City Solicitor be authorized and directed to satisfy the sidewalk lien at M.L.D. 19 April Term, 1947, against Jennie E. Stephens and Joseph A. Stephens, 5347 Second avenue, in the sum of \$594.31 for the reason that the original sidewalk was destroyed by the construction of a sewer, and charge costs to the City of Pittsburgh.

Passed July 14, 1947.

Approved July 23, 1947.

Resolution Book 11, Page 200.

No. 175

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of James B. Parker, 446 Morgan st., Pittsburgh, Pa., in the sum of \$125.00 in full settlement of his claim against the City of Pittsburgh for automobile damaged March 5, 1947, at Wylie avenue and Tunnell street, Pittsburgh, Pa.; and charge same to Code Account No. 42, Contingent Fund.

Passed July 21, 1947.

Approved July 29, 1947.

Resolution Book 11, Page 200.

No. 176

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Harry E. Seibel, 5219 Coral St., Pittsburgh, Pa., in the sum of \$156.35 in full settlement of his claim against the City of Pittsburgh for automobile damaged May 7, 1947 by Department of Parks and Recreation jeep at Madison Avenue and Canal Street; and charge same to Code Account No. 42, Contingent Fund.

Passed July 21, 1947, by a two-thirds vote.

Approved July 29, 1947.

Resolution Book 11, Page 201.

No. 177

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of George Svatko, 3632 Frazier St., Pittsburgh, Pa., in the sum of \$250.00 in full settlement of his claim against the City of Pittsburgh for personal injuries sustained January 26, 1947 on Boehm Street steps leading from Second Avenue; and charge same to Code Account No. 42, Contingent Fund.

Passed July 21, 1947, by a two-thirds vote.

Approved July 29, 1947.

Resolution Book 11, Page 201.

No. 178

Whereas, the following named parties have been issued street opening permits by the Department of Public Works, which permits were duly paid for and for various reasons not used; no street opening having been made and in other cases permits were taken out under paving classifications where openings were made in roadways of different classifications,

Now, Therefore, Be It

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller be authorized to countersign warrants in favor of the following persons in the amount set opposite each name and totaling \$136.00, to be charged to Code Account No. 42, Contingent Fund: Matter Bros.

2932 W. Liberty Ave.	\$ 18.00
Lewis C. Keith	
5912 Ravenna St.	14.00
R. C. Michaels	
1307 Allegheny Ave.	32.00
M. S. Martin	
1411 Webster Ave.	13.00
Weldon-Kelly Co.	
1801 Locust St.	14.00
C. J. Connelly	
1200 Grandview Ave.	27.00
Sauer, Inc.	
2701 East St.	18.00
	\$136.00

Passed July 21, 1947, by a two-thirds vote.

Approved July 29, 1947.

Resolution Book 11, Page 201.

No. 179

Resolved, That the City Solicitor be, and she is hereby, authorized and directed to mark the tax liens filed for the years 1931 to 1938, inclusive, against the Monumental Baptist Church, situate at 2040 Rose Street, "Satisfied," without payment, upon receipt of the costs accrued thereon.

Passed July 21, 1947.

Approved July 29, 1947.

Resolution Book 11, Page 202.

No. 180

Resolved, That the City Treasurer and Tax Collector be and he is hereby au-

thorized to receive and accept from the Commissioners of the County of Allegheny credit memoranda and to apply the same against and to the credit of water charges at face, without penalty and interest, of the Allegheny County Work House, Account No. 24-F-25, for the years 1946 and 1947.

Passed July 21, 1947.

Approved July 29, 1947.

Resolution Book 11, Page 202.

No. 181

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 28th Ward, Pittsburgh, Allegheny County, Pa., being the easterly 20 feet of Lot No. 424 on Keever Avenue in the Crafton Terrace Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 17, Page 129, and being part of the property which was acquired by the City by Treasurer's deed from Peter Madden on June 5, 1944, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 2, Page 132, to Sally H. Kalet, for the sum of \$50.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Sally H. Kalet upon the payment in full of the purchase price, namely \$50.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy all tax and municipal claims against the property.

Passed July 21, 1947.

Approved July 29, 1947.

Resolution Book 11, Page 202.

No. 182

Whereas, Resolution No. 233, approved September 24, 1946, authorized the sale of Lot No. 30 on Jackson Street, 11th Ward, to Abe Weiss and Martha B. Weiss, his wife, for the sum of \$1,400.00; And

Whereas, The report of the Union Title Guaranty Company on the real estate as set forth in said Resolution No. 233 of 1946 discloses that the title of the City acquired on M. L. D. No. 37 November Term, 1910, is defective; And

Whereas, Said Title Company requires that an action to quiet title be instituted in the Court of Common Pleas; Therefore, be it

Resolved, That Resolution No. 233, approved September 24, 1946, be amended to provide that the office of Solicitor for City and School Tax Liens be authorized to proceed with an Action to Quiet Title and that the costs be deducted from the sale price.

Passed July 21, 1947.

Approved July 29, 1947.

Resolution Book 11, Page 203.

No. 183

Resolved, That the City Solicitor be and she is hereby authorized and directed to file a Complaint and Petition with the Pennsylvania Public Utility Commission in opposition to the increased rates of the Yellow Cab Company of Pittsburgh, which tariff is captioned "Call or Demand—Pa. P. U. C. No. 2, superseding Call or Demand—Pa. P. U. C. No. 1," filed by The Yellow Cab Company of Pittsburgh with the said Commission on June 27, 1947, to become effective August 4, 1947, and the City Solicitor is directed to request the Commission to enter upon a hearing concerning the lawfulness of the proposed rates, and that, pending such hearing and decision on the Complaint, the Commission suspend the operation of the proposed rates.

Passed July 30, 1947.

Approved July 31, 1947.

Resolution Book 11, Page 203.

No. 184

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 29th Ward, Pittsburgh, Allegheny County, Pa., being a portion of Lot No. 196 on Meredith Street in the Recorder's Office of Allegheny County in Plan Book Volume 17, Page 74, and being the same property which was acquired by the City by Treasurer's deed from the Southern Avenue Land Company on June 4, 1945, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 2, Page 380, to August P. Gloeckner and Anna G. Gloeckner, his wife, for the sum of \$100.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to August P. Gloeckner and Anna G. Gloeckner, his wife, upon the payment in full of the purchase price, namely \$100.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed July 28, 1947.

Approved August 6, 1947.

Resolution Book 11, Page 204.

No. 185

Whereas, On November 1, 1945, the City of Pittsburgh leased for a term of three (3) years to the Highland Sea-

plane Base certain property in the vicinity of the Ross Pumping Station, and

Whereas, It is the desire of the lessor and lessee to enter into a new lease for a ten (10) year term, covering the same and additional property; now, therefore, be it

Resolved, That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed, in the name of the City of Pittsburgh, to enter into a lease with the Highland Seaplane Base, for a parcel of land extending eighty (80) feet in depth along the U. S. Harbor line on the northerly bank of the Allegheny River, the said strip extending nine hundred fifty (950) feet westwardly and commencing three hundred fifty (350) feet westwardly from the Ross Pumping Station, for a term of ten (10) years, beginning on the first day of the month next following the date of approval of this Resolution, at an annual rental of \$500.00, payable quarterly, in advance; and, be it further

Resolved, That said lease shall contain a provision that the existing lease dated November 1, 1945, shall be terminated the day prior to the effective date of the herein authorized ten (10) year lease; and, be it further

Resolved, That said lease shall contain a provision that the City of Pittsburgh may, at its option, upon sixty (60) days' notice in writing to the lessee, cancel the said lease, and it shall contain other terms, conditions and covenants as shall in form be approved by the City Solicitor.

Passed July 28, 1947.

Approved August 6, 1947.

Resolution Book 11, Page 204.

No. 186

Resolved, That the Mayor is hereby authorized to join in a deed with the Board of Public Education and the County of Allegheny, conveying the jointly owned property acquired by

Sheriff Deed D. T. D. No. 1411 January Term, 1933, from the Commonwealth Trust Company, being a vacant lot 90 x 125 feet and located at 336-338 Collins avenue, to Albert J. Mansmann Company for a gross consideration of \$3,000.00, less 5% commission or \$150.00 to be paid to John C. Young, 135 South Highland avenue, Pittsburgh, Pa., with a net return to the taxing bodies of \$2,850.00, and upon receipt of the sum set forth in the agreement, to execute and deliver a deed for the interest of the City of Pittsburgh in the said real estate.

Passed August 4, 1947.

Approved August 8, 1947.

Resolution Book 11, Page 205.

No. 187

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 27th ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 10 and 11 on Marshall avenue in the L. H. Smith Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 6, Page 320, and being the same property which was acquired by the City by Sheriff's deed from J. H. Lyon et al. on M. L. D. No. 2 April Term, 1907, the deed for which is recorded in the Recorder's Office of Allegheny County in Deed Book Volume 1777, Page 104, to Andrew A. Gondek, for the sum of \$450.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Andrew A. Gondek upon the payment in full of the purchase price, namely \$450.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void.

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to

satisfy of record all tax and municipal claims against the property.

Passed August 4, 1947.

Approved August 8, 1947.

Resolution Book 11, Page 205.

No. 188

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all that certain lot or piece of ground situate in the 19th Ward, Pittsburgh, Allegheny County, Pa., being Lot No. 809 on Dunster street in the Paul Place Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 21, Page 156, and being the same property which was acquired by the City by Treasurer's deed from Flora H. Hunter on June 7, 1943, the deed for which is recorded in the Prothonotary Office of Allegheny County in Deed Book Volume 1, Page 58, to Michael C. Hernandez and Selma N. Hernandez, his wife, for the sum of \$300.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to Michael C. Hernandez and Selma N. Hernandez, his wife, upon the payment in full of the purchase price, namely \$300.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed August 4, 1947.

Approved August 8, 1947.

Resolution Book 11, Page 206.

No. 189

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 28th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 531 and 532 on Hollywood Street in the West Pittsburgh Plan, of record in the Recorder's Office of Allegheny County in Plan Book 18, Page 49, and being the same property which was acquired by the City by Treasurer's deed from Martha Jane McIver on June 5, 1944, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 2, Page 169, to R. Will Humphreys for the sum of \$200.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to R. Will Humphreys upon the payment in full of the purchase price, namely \$200.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed August 4, 1947.

Approved August 8, 1947.

Resolution Book 11, Page 206.

No. 190

Whereas, The City acquired Lots Nos. 15 and 16 on Fernwald Road, 14th Ward, from John E. Born by Sheriff's deed dated May 10, 1935, the deed for which is recorded in Deed Book Volume 2548, Page 343; Now, therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute and deliver a deed to Louis Solomon and Leah Solomon, his wife, for the sum of

\$200.00, conveying all the City's right, title and interest in the following:

All those certain lots or pieces of ground situate in the 14th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 15 and 16 on Fernwald road in the Park Edge Acres Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 32, Page 92, bounded and described as follows, to-wit:

Beginning on the westerly line of Fernwald road at the line dividing Lots Nos. 16 and 17 in said plan; thence along said dividing line, North 37° 45' West, 108.41 feet to a point where the said dividing line intersects the easterly line of the Morton Farm Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 25, Page 140; thence along said easterly line of the Morton Farm Plan, being also the westerly line of Lots Nos. 15 and 16 in the Park Edge Acres Plan, North 5° 59' West, 58.15 feet to the line dividing Lots Nos. 14 and 15 in the Park Edge Acres Plan; thence along the last described dividing line, South 84° 31' East, 131.09 feet to the westerly line of Fernwald road; thence in a southwesterly direction along the westerly line of Fernwald road by the arc of a circle deflecting to the right, having a radius of 260.20 feet, for an arc distance of 100.16 feet to the place of beginning.

Provided, that the balance of the purchase price, namely \$180.00, shall be paid within 90 days from the date hereof, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void.

Passed August 4, 1947.

Approved August 8, 1947.

Resolution Book 11, Page 207.

No. 191

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$3,310.48 in full settlement of

metered water charges against the Borough of Sharpsburg for the balance of the 2nd, 3rd and 4th quarter of the year 1945, the year 1946, and the 1st and 2nd quarters of the year 1947.

Passed August 4, 1947.

Approved August 8, 1947.

Resolution Book 11, Page 207.

No. 192

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Frank Abrams, M.D., 5611 Penn avenue, Pittsburgh, Pennsylvania, in the sum of \$220.00 for medical service rendered to Paul Duggan who was injured on January 23, 1947, during the course of his employment as a technical assistant engineer in the Department of Public Works. Charge same to Code Account No. 44-M, Workmen's Compensation Fund.

Passed August 11, 1947.

Approved August 22, 1947.

Resolution Book 11, Page 207.

No. 193

Resolved, That the Collector of Delinquent Taxes be and he is hereby authorized and directed to accept the sum of \$250.00 in full settlement of unpaid metered water bills against the property of Fannie Landau, 2518 Webster avenue, 5th Ward, for the years 1932 to 1946, both inclusive.

Passed August 11, 1947.

Approved August 22, 1947.

Resolution Book 11, Page 208.

No. 194

Resolved, That the Delinquent Tax

Collector be and he is hereby authorized and directed to accept the sum of \$342.50 in full settlement of delinquent flat rate water charges against the property of A. Labovitz, 1926 Murray avenue, 14th Ward, for the year 1941, unpaid balance of the year 1942, the year of 1943, and the years 1945 and 1946.

Passed August 11, 1947.

Approved August 22, 1947.

Resolution Book 11, Page 208.

No. 195

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of C. M. Friedland, D.D.S., 1710 Carson street, Pittsburgh, Pennsylvania, in the sum of \$70.00 which is an estimate of the cost of new upper dentures which resulted from an injury sustained by Francis Kocinsky, 3108 Jane street, Pittsburgh, Pennsylvania, on December 18, 1946, while employed as a laborer in the Fifth Division of the Bureau of Highways and Sewers. Charge same to Code Account No. 44-M, Workmen's Compensation Fund.

Passed August 18, 1947, by a two-thirds vote.

Approved August 28, 1947.

Resolution Book 11, Page 208.

No. 196

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Albert T. Rowley Company, 627 Smithfield street, Pittsburgh, Pennsylvania, in the sum of \$200.00 for an artificial arm made for David Cromedy of 2019 Magnolia street, Pittsburgh, Pennsylvania. Mr. Cromedy's arm was amputated as a result of an injury he sustained on August 17, 1942, while in the employ of the Bureau of Refuse, Department

of Public Works. Charge same to Code Account No. 44-M, Workmen's Compensation Fund.

Passed August 18, 1947, by a two-thirds vote.

Approved August 28, 1947.

Resolution Book 11, Page 209.

No. 197

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John L. Brennan, hoseman in the Bureau of Fire, Department of Public Safety in the sum of \$70.00 for lower dentures which were broken while in the performance of his duties. Charge same to Code Account No. 44-M, Workmen's Compensation Fund.

Passed August 18, 1947, by a two-thirds vote.

Approved August 28, 1947.

Resolution Book 11, Page 209.

No. 198

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of A. E. Dietrich, D. D. S., 35 Wabash avenue, in the sum of \$100.00 for the upper and lower dentures furnished to Howard Strelb, 1330 Crucible street, Pittsburgh, Pennsylvania. Mr. Strelb is a City fireman and he lost his dentures while fighting a fire on January 26, 1945, in which he was seriously injured. Charge same to Code Account No. 44-M, Workmen's Compensation Fund.

Passed August 18, 1947, by a two-thirds vote.

Approved August 28, 1947.

Resolution Book 11, Page 209.

No. 199

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Ralph Levison, D. D. S., 721 N. Homewood avenue, Pittsburgh, Pennsylvania, in the sum of \$75.00 for the replacing of teeth and for dental work rendered to William Hallgren who was injured in the line of duty on December 26, 1945. Charge same to Code Account No. 44-M, Workmen's Compensation Fund.

Passed August 18, 1947, by a two-thirds vote.

Approved August 28, 1947.

Resolution Book 11, Page 209.

No. 200

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Edward Schuster, detective in the Bureau of Police, Department of Public Safety in the sum of \$27.40 for glasses which were broken while in the performance of his duties. Charge same to Code Account No. 44-M, Workmen's Compensation Fund.

Passed August 18, 1947, by a two-thirds vote.

Approved August 28, 1947.

Resolution Book 11, Page 210.

No. 201

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of B. J. Slone, D. D. S., 757 Warrington avenue, Pittsburgh, Pennsylvania, in the sum of \$50.00 for surgery and extraction rendered to Ollie S. Letzkus, Bureau of Fire, Department of Public Safety for injury sustained by Mr. Letzkus

on December 31, 1946, while in the course of his employment. Charge same to Code Account No. 44-M, Workmen's Compensation Fund.

Passed August 18, 1947, by a two-thirds vote.

Approved August 28, 1947.

Resolution Book 11, Page 210.

No. 202

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John A. Wege, 301 Noblestown road, Carnegie, Pa., in the sum of \$275.87 in full settlement of his claim against the City of Pittsburgh for truck damaged June 6, 1947, by Bureau of City Refuse truck at 2608 Noblestown road; and charge same to Code Account No. 42, Contingent Fund.

Passed August 25, 1947.

Approved September 5, 1947.

Resolution Book 11, Page 211.

No. 203

Whereas, The City acquired Lot No. 5 on Goodman street, 14th Ward, from John E. Born by Sheriff's deed dated May 10, 1935, the deed for which is recorded in Deed Book Volume 2548, Page 343; Now, therefore, be it

Resolved, That the Mayor is hereby authorized and directed to deliver a deed to John Sparvero and Caroline Sparvero, his wife, for the sum of \$75.00, conveying all the City's right, title and interest in the following:

All that certain lot or piece of ground situate in the 14th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 5 on Goodman street in the Denniston Park Plan, as recorded in the Recorder's Office of Allegheny County in Plan Book Volume

29, Page 161, bounded and described as follows, to-wit:

Beginning on the southerly line of Goodman street at the dividing line of Lots Nos. 4 and 5 in said plan; thence southwardly along said dividing line a distance of 100 feet to a point; thence westwardly a distance of 25 feet to the dividing line of Lots Nos. 5 and 6 in said plan; thence northwardly along the last described dividing line a distance of 100 feet to the southerly line of Goodman street; thence eastwardly along the southerly line of Goodman street a distance of 25.0 feet to the place of beginning.

Provided, That the balance of the purchase price, namely \$65.00, shall be paid within 90 days from the date hereof, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void.

Passed August 25, 1947.

Approved September 5, 1947.

Resolution Book 11, Page 211.

No. 204

Resolved, That Resolution No. 232, approved September 24, 1946, authorizing the sale of part of Lot No. 40 and Lot No. 41 on Harrisburg street, 28th Ward, to William F. Fueller, for the sum of \$1,200.00, be and the same is hereby repealed.

Passed August 25, 1947.

Approved September 5, 1947.

Resolution Book 11, Page 211.

No. 205

Resolved, That Resolution No. 301, approved December 24, 1946, authorizing the sale of vacant lot at the corner of Reiss and Steese streets, 27th Ward, to John T. Andartes and Bessie Andartes, his wife, for the sum of \$1,080.00, be and the same is hereby repealed.

Passed August 25, 1947.

Approved September 5, 1947.

Resolution Book 11, Page 212.

No. 206

Resolved, That Resolution No. 162, approved July 11, 1947, authorizing the sale of a portion of Lot No. 1099 on Wolford street, 19th Ward, to John Pusateri and Helen B. Pusateri, his wife, for the sum of \$260.00, be amended by striking out the words "Plan Book Volume 17, Page 129," and inserting in lieu thereof the words "Plan Book Volume 23, Page 34."

Passed August 25, 1947.

Approved September 5, 1947.

Resolution Book 11, Page 212.

No. 207

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of County of Allegheny, in the sum of \$8,418.00 being payment for printing of special ballots in connection with the Bond Issue Election to be held September 9, 1947; and charge same to Code Account No. 42, Contingent Fund.

Passed September 2, 1947, by a two-third vote.

Approved September 10, 1947.

Resolution Book 11, Page 212.

No. 208

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$600.00 in full settlement of unpaid flat water charges against the property of Nathan Newman located at 5130, 5132, 5134 Gloster street and 67 and 69 Vespuclus street, 15th Ward, for the years 1933 to 1941, both inclusive.

Passed September 2, 1947.

Approved September 10, 1947.

Resolution Book 11, Page 213.

No. 209

Resolved, That the City Solicitor be and she is hereby authorized and directed to accept the sum of \$1,516.04 net in full settlement of the City's right of subrogation to receive the sums paid to C. Francis Merz as compensation for the injuries received by him on May 31, 1946, and that the Mayor and the Director of Public Safety are hereby authorized and directed to make, execute and deliver to and accept from C. Francis Merz and Edward C. Klein of Pittsburgh, Pa., such releases and other documents necessary to settle the claim of the City of Pittsburgh for subrogation in the case of C. Francis Merz vs. Edward C. Klein of Pittsburgh, Pa., defendant, No. 599 January Term, 1947, in accordance with the terms of this resolution.

Passed September 2, 1947.

Approved September 10, 1947.

Resolution Book 11, Page 213.

No. 210

Whereas, At City Treasurer's sale held the first Monday of June, 1945, three vacant lots in the 20th Ward, owned by Vincenzo Celentano and Angela Celentano, described as "3 Lots Hallock street Nos. 72, 74 and 128 Alta Land Co. Plan, P. B. Vol. 12, Page 90, see D. B. 1937, pages 465-466" were purchased by the City, and

Whereas, Subsequent to the execution and recording of the Deed to the City, Dolores Albert, the daughter of the deceased former owners, paid all City and School Taxes of record against said lots; Therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute a quit-claim deed for the aforesaid lots

to Dolores Albert and Alfred R. Albert, her husband, heirs at law of the former owners.

Passed September 2, 1947.

Approved September 10, 1947.

Resolution Book 11, Page 213.

No. 211

Resolved, That the Mayor be and he is hereby authorized to issue, and the City Controller to countersign, duplicate warrants to the same payees and in the same amounts to replace the following warrants lost or destroyed:

George Neimeyer, \$13.50 to replace Warrant No. 92415 dated December 31, 1946, charge to Code Account No. 41, Refunding Taxes and Water Rents.

George Neimeyer, \$26.00 to replace Warrant No. 92416 dated December 31, 1946, charge to Code Account No. 41, Refunding Taxes and Water Rents.

Samuel McKnight Hardware Company, \$1.32 to replace Warrant No. 100296 dated June 20, 1947, charge to Code Account No. 1515, Materials, Division of Garage and Repair Shop, Department of Public Works.

Samuel McKnight Hardware Company, \$12.87 to replace Warrant No. 100288 dated June 20, 1947, charge to Code Account No. 1477, Equipment and Machinery, Bureau of Electricity, Department of Public Safety.

Passed September 8, 1947, by a two-third vote.

Approved September 18, 1947.

Resolution Book 11, Page 214.

No. 212

Resolved, That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby

authorized to purchase a certain lot in the 10th Ward, City of Pittsburgh, being Lot No. 68 in the Garrison Heirs Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 3, Page 243, having a frontage of 48 feet on Baker street and extending back 120 feet to Java way, from John Cline Heirs, for the sum of \$500.00, and upon delivery of the deed the Mayor is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in the sum of \$500.00, in favor of John Cline Heirs, c/o Edward A. Tobias, 314 Bakewell Building, Pittsburgh, Pa., chargeable to and payable from Code Account No. 42, Contingent Fund.

Passed September 8, 1947, by a two-third vote.

Approved September 18, 1947.

Resolution Book 11, Page 214.

No. 213

Whereas, The United State Government condemned certain land situated in the 28th Ward of the City of Pittsburgh, being known as Lot No. 23 Hussey street, and owned by Edward H. Welsh; and

Whereas, The unpaid City, School and County taxes exceed the Viewer's award of \$450.00, and it is to the best interest of the City of Pittsburgh that the Viewer's award be applied in payment of unpaid taxes against said parcel on the basis of the oldest taxes being paid first; Now, Therefore, Be It

Resolved, That the Mayor of the City of Pittsburgh be and is hereby authorized to join in a petition with the County Commissioners of Allegheny County Pennsylvania, and the President of the Board of Education of Pittsburgh to the District Court of Western Pennsylvania requesting that certain money in the hands of the Registry of the Court arising from a proceeding at 2417 Civil Action, Parcel No. 12, be turned over to the aforesaid taxing authorities on account of unpaid delinquent taxes on prop-

erty known as Lot No. 23 Hussey street, 28th Ward, Pittsburgh, owned by Edward H. Welsh.

Passed September 8, 1947.

Approved September 18, 1947.

Resolution Book 11, Page 214.

No. 214

Resolved, That Resolution No. 107, approved May 21, 1947, authorizing the Mayor to join with the County and School District in the sale of various taxing bodies properties be amended by striking out "W. A. Dunn, 1928 Fifth avenue" and inserting in lieu thereof "M. H. Steving, 1928 Fifth avenue,"

Passed September 8, 1947.

Approved September 18, 1947.

Resolution Book 11, Page 215.

No. 215

Resolved, That Resolution No. 163, approved July 11, 1947, authorizing the sale of Lot No. 41 on Veteran street, 26th Ward, to Eugene O. Grubbs, for the sum of \$175.00, be amended by striking out the words "being Lot No. 41 on Veteran street" and inserting in lieu thereof the words "being a portion of Lot No. 41 on Veteran street."

Passed September 15, 1947.

Approved September 25, 1947.

Resolution Book 11, Page 215.

No. 216

Resolved, That the action of the Sinking Fund Commission in selecting depositories from the banking institutions of the City of Pittsburgh which submitted bids in response to due notice by public advertisement be and the same is hereby approved; And be it further

Resolved, That the Mayor, the City Controller and the Sinking Fund Commission be and they are hereby authorized and directed to enter into a written Agreement with the various banks and trust companies so selected to act as depositories for Sinking Funds of the City of Pittsburgh for one year beginning October 1, 1947.

Passed September 22, 1947.

Approved September 30, 1947.

Resolution Book 11, Page 215.

No. 217

Whereas, The Sinking Fund Commission of the City of Pittsburgh, at a special meeting held Thursday, September 11, 1947, at which a quorum was present, unanimously adopted the following resolution:

"Resolved, That the proper officials of the City of Pittsburgh and the Sinking Fund Commission are hereby authorized and directed to enter into a written agreement with the Mellon National Bank and Trust Company, to act as a depository for the monies of the Sinking Fund, without being required to pay interest thereon, which monies shall be subject to withdrawal without notice, for the period from October 1, 1947, until terminated by notice in writing by either party to this agreement, And, be it further

Resolved, For the purpose of protecting the safety of monies on deposit, this agreement shall provide for the deposit of securities as required by the Bank Depository Ordinance of the City of Pittsburgh No. 393, approved October 1, 1946." Now, Therefore, be it

Resolved, That the action of the Sinking Fund Commission in adopting the above Resolution is hereby ratified and confirmed and therefore the Commission is authorized to carry out the provisions of the above resolution.

Passed September 22, 1947.

Approved September 30, 1947.

Resolution Book 11, Page 216.

No. 218

Resolved, That the City Solicitor be and she is hereby authorized and directed to satisfy of record the grading, paving and curbing lien filed against Lots Nos. 62, 63 and 64 in the Bigelow Heights Plan of Lots, assessed in the name of the Pioneer Housing Corporation, upon payment of the face of the lien filed at M.L.D. No. 71 April Term, 1938, plus costs and without interest, and the payment of all City and School taxes plus interest and penalties.

Passed September 22, 1947.

Approved September 30, 1947.

Resolution Book 11, Page 216.

No. 219

Resolved, That the City Solicitor be and she is hereby authorized and directed to satisfy of record the grading, paving and curbing lien filed against Lots Nos. 67, 68, 69, 70 and 71 in the Bigelow Heights Plan of Lots, assessed in the name of the Pioneer Housing Corporation, upon payment of the face of the lien filed at M.L.D. No. 72 April Term, 1938, plus costs and without interest, and the payment of all City and School taxes plus interest and penalties.

Passed September 22, 1947.

Approved September 30, 1947.

Resolution Book 11, Page 216.

No. 220

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to

countersign, a warrant in favor of William E. Lewis, 237 Sylvania ave., Pittsburgh, Pa., in the sum of \$103.50; in full settlement of his claim against the City of Pittsburgh for parked automobile at 2118 Center ave., damaged July 8, 1947, by Bureau of City Refuse truck; and charge same to Code Account No. 42, Contingent Fund.

Passed September 22, 1947, by a two-third vote.

Approved October 2, 1947.

Resolution Book 11, Page 217.

No. 221

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Samuel R. Cancilla and Edward C. Cancilla, 239 Parkfield st., rear, Pittsburgh, Pa., in the sum of \$265.75 in full settlement of their claim against the City of Pittsburgh for automobile damaged June 30, 1947, by Bureau of City Refuse truck on Brownsville road near Suncrest street; and charge same to Code Account No. 42, Contingent Fund.

Passed September 22, 1947, by a two-third vote.

Approved October 2, 1947.

Resolution Book 11, Page 217.

No. 222

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Agnes Tamilowski, 3050 Phelan st., Pittsburgh, Pa., in the sum of \$124.00 in full settlement of her claim against the City of Pittsburgh for front porch at above address damaged July 25, 1947, by Bureau of City Refuse truck; and charge same to Code Account No. 42, Contingent Fund.

Passed September 22, 1947, by a two-third vote.

Approved October 2, 1947.

Resolution Book 11, Page 217.

No. 223

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$675.00 in full settlement of unpaid metered water charges against the property of Jacob A. Fuss, 2205 Wylie avenue, 5th Ward, for the years 1934 to 1942, both inclusive.

Passed September 22, 1947.

Approved October 2, 1947.

Resolution Book 11, Page 218.

No. 224

Resolved, That the City Solicitor be and she is hereby authorized and directed to satisfy of record the lien filed at M. L. D. No. 28 April Term, 1944, covering V-9, at M.L.D. No. 29 April Term, 1944, covering V-10, and at M.L.D. No. 30 April Term, 1944, covering V-11, upon payment of the assessment against V-9 and V-10, as shown on the Viewers' plan at No. 2104 January Term, 1943, with inter-

Year	Tax	Flat Water Rents
1914	\$19.18	\$13.52
1916	24.45	12.50
1917	22.31	11.50
1919	28.58	11.50
1920	34.58	11.50
1921	36.40	11.50
1922	34.00	11.50
1923	34.00	11.50
1924	34.00	11.50
1925	30.81	12.50

Passed September 22, 1947.

Approved October 2, 1947.

Resolution Book 11, Page 218.

est and the cost of filing the liens against V-9 and V-10.

Passed September 22, 1947.

Approved October 2, 1947.

Resolution Book 11, Page 218.

No. 225

Whereas, The City of Pittsburgh by Resolution No. 181 of 1927 sold and conveyed property located on Jane street, in the Sixteenth Ward, to A. S. Harkins, for the sum of \$900.00; and,

Whereas, the taxes and flat water rents hereinafter referred to are still open on the books of the Collector of Delinquent Taxes, and some of same have been liened; and,

Whereas, The Collector of Delinquent Taxes desires to have these charges marked closed on his books; now, therefore, be it

Resolved, That the Collector of Delinquent Taxes be and he is hereby authorized and directed to exonerate the following City taxes and flat water rents assessed in the name of Marcella Dunn, in the Sixteenth Ward, not liened, and that the City Solicitor be and she is hereby authorized and directed to satisfy of record the liens filed against said assessed owner for taxes and flat water rents as follows:

Lien	
D. T. D. 1610 April T., 1917	No lien
1480 January T., 1921	
1457 January T., 1923	
1602 January T., 1924	
1608 January T., 1925	
1676 January T., 1926	No lien
	No lien
	No lien

No. 226

Whereas, George Y. Meyer has submitted a proposal to the Department

of Lands and Buildings to purchase City owned property acquired at tax sale on December 30, 1935, and recorded in Deed Book Volume 2556, Page 182, for the sum of \$1,100.00, and described as follows:

All that certain lot in the Fourth Ward, City of Pittsburgh, being Lot No. 7 on Fifth avenue, size 20.02x 115.12 and having erected thereon a one-story brick garage, in the McClintock, Reineman and Gazzam Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 2, Page 146.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed September 22, 1947.

Approved October 2, 1947.

Resolution Book 11, Page 219.

No. 227

Whereas, The City acquired Lots Nos. 13 and 14 on Fernwald road, 14th Ward, from John E. Born by Sheriff's deed dated May 10, 1935, the deed for which is recorded in Deed Book Volume 2548, Page 343; Now, therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute and deliver a deed to Joseph B. Bloom and Alma C. Bloom, his wife, for the sum of \$200.00, conveying all the City's right, title and interest in the following:

All those certain lots or pieces of ground situate in the 14th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 13 and 14 on Fernwald road in the Park Edge Acres

Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 32, Page 92, bounded and described as follows, to-wit:

Beginning on the westerly line of Fernwald road at the line dividing Lots Nos. 14 and 15 in said plan; thence along said dividing line, North 84° 31' West, 131.09 feet to a point where the said dividing line intersects the easterly line of the Morton Farm Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 25, Page 140; thence along said easterly line of the Morton Farm Plan, being also the westerly line of Lots Nos. 13 and 14 in the Park Edge Acres Plan, North 5° 59' West, 49.30 feet to the line dividing Lots Nos. 12 and 13 in the Park Edge Acres Plan; thence along the last described dividing line, North 73° 25' East, 131.49 feet to the westerly line of Fernwald road; thence in a south-westerly direction along the westerly line of Fernwald road by the arc of a circle deflecting to the right, having a radius of 260.20 feet, for an arc distance of 100.16 feet to the place of beginning.

Provided, That the balance of the purchase money, namely \$180.00, shall be paid within 90 days from the date hereof, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void.

Passed September 22, 1947.

Approved October 2, 1947.

Resolution Book 11, Page 219.

No. 228

Resolved, That Resolution No. 270, approved November 23, 1946, authorizing the sale of Lot No. 76 on Salisbury street, 16th Ward, to George L. Aul and Caroline Aul, his wife, for the sum of \$150.00, be and the same is hereby repealed.

Passed September 22, 1947.

Approved October 2, 1947.

Resolution Book 11, Page 220.

No. 229

Whereas, At City Treasurer's sale held the first Monday of June, 1944, a vacant lot in the 28th Ward described as owned by William J. McCune, and described as "Lot 40x11½ Weirton street No. 55 Marshall Plan—P. B. 4, P. 235" was purchased by the City, and

Whereas, It has since been discovered that the property should have been assessed in the name of Columbia Steel & Shafting Company, the real owner, which company has paid all City, School and County taxes against the said lot even though registered in error in the name of William J. McCune; Therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute a quit-claim deed for the aforesaid lot to Columbia Steel & Shafting Company, a Pennsylvania Corporation.

Passed September 22, 1947.

Approved October 2, 1947.

Resolution Book 11, Page 220.

No. 230

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Lieutenant Joseph A. Henigin, No. 12 Police Station, Pittsburgh, Pa., in the sum of \$295.62 in full settlement of his claim against the City of Pittsburgh for automobile damaged February 26, 1947, on Lockhart street at Nash street while in the line of duty, and charge same to Code Account No. 42, Contingent Fund.

Passed September 29, 1947, by a two-third vote.

Approved October 10, 1947.

Resolution Book 11, Page 221.

No. 231

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept charges on delinquent water without penalty and interest in the name of Frank Gasper, as follows:

1933 Balance, Keystone and
Holmes street ----- \$52.40

1936 Balance, Keystone and
Holmes street ----- 47.54

Passed September 29, 1947.

Approved October 10, 1947.

Resolution Book 11, Page 221.

No. 232

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$400.00 in full settlement of delinquent flat rate water rents against the property of Amadeo Donatucci, 322 Cedarville street, 8th Ward, for the years 1935 to 1942, both inclusive.

Passed September 29, 1947.

Approved October 10, 1947.

Resolution Book 11, Page 221.

No. 233

Whereas, Bernard McArdle is the owner of a frame dwelling house situate at the corner of South 16th and Bingham streets, 17th Ward, and desires to remodel the exterior with brick veneer; and

Whereas, To do this will require 4 inches of the space of the sidewalk; Therefore, be it

Resolved, That the Mayor and the Director of the Department of Public Works be authorized and directed, on behalf of the City of Pittsburgh, to grant Bernard McArdle the right to

use and occupy 4 inches of the sidewalk in front of his dwelling house facing South 16th street for a distance of 24.38 feet and on Bingham street for a distance of 60 feet while the present building shall continue to stand and waiving all damages by reason of such encroachment in consideration of the promise of Bernard McArdle to relinquish and give up the said encroachment area upon the demolition or destruction of the present building.

Passed September 29, 1947.

Approved October 10, 1947.

Resolution Book 11, Page 222.

No. 234

Whereas, George H. Litz and Rose I. Litz, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City owned property acquired at tax sale on June 7, 1943, and recorded in Deed Book Vol. 1, Page 59, for the sum of \$700.00, and described as follows:

All those certain lots situate in the 19th Ward, City of Pittsburgh, being Lots Nos. 161 and 162 on Midland street in the Brookline Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 23, Pages 4 and 5.

Therefore, be it

Resolved, That the office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed September 29, 1947.

Approved October 10, 1947.

Resolution Book 11, Page 222.

No. 235

Whereas, James P. Collins has submitted a proposal to the Department of Lands and Buildings to purchase City owned property acquired at tax sale on June 5, 1944, and recorded in Deed Book Volume 2, Page 177, for the sum of \$500.00, and described as follows:

All those certain lots in the 28th Ward, City of Pittsburgh, being part of Lot No. 40 and Lot No. 41 on Harrisburg street in the Pleasant Hills No. 1 Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 26, Page 109.

Therefore, be it

Resolved, That the office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed September 29, 1947.

• Approved October 10, 1947.

Resolution Book 11, Page 222.

No. 236

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of William H. Neuhart and Bessie Neuhart, his wife, in the sum of \$34.25, being a refund, under the authority of the Act of May 21, 1943, P. L. 349, of taxes erroneously paid for the years 1940, 1941 and 1942, against property known as Lot No. 37 at 1122 Woods Run avenue, Twenty-seventh Ward, and charge same to Code Account No. 41, Refunds, Taxes and Water Rents.

Passed October 6, 1947, by a two-third vote.

Approved October 17, 1947.

Resolution Book 11, Page 223.

No. 237

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$250 in full settlement of unpaid flat rate water charges against the property of John Mahoney, located at 3106 Jane street, and 3101, 3103, 3107 and 3107½ Harcums way, 16th Ward, for the years 1932 to 1945, both inclusive.

Passed October 6, 1947.

Approved October 17, 1947.

Resolution Book 11, Page 223.

No. 238

Resolved, That the Mayor be and he is hereby requested, on behalf of the City of Pittsburgh, to sign a consents petition for the erection of a gasoline station at the southwest corner of Baum boulevard and Liberty avenue.

Passed October 6, 1947.

Approved October 17, 1947.

Resolution Book 11, Page 223.

No. 239

Whereas, At Treasurer's Sale on June 2, 1947, the City of Pittsburgh purchased Lot No. 1830 on Norwich avenue in the 19th Ward owned by William A. Groetsch; and

Whereas, Sidney A. Droz and Minnie Droz, his wife, have secured a deed from the former owner conveying the right of redemption, and have offered the City the sum of \$400.00 in purchase of the aforesaid lot under Section 1 of the Act of 1937, P. L. 787; Therefore, Be It

Resolved, That the Law Department is hereby authorized and directed to petition Common Pleas Court for the sale of Lot No. 1830 on Norwich avenue, to Sidney A. Droz and Minnie Droz, his wife, for the sum of \$400.00,

in accordance with Section 1 of the Act of 1937, P. L. 787, as amended, and upon confirmation by the court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property and charge the costs to the City of Pittsburgh.

Passed October 6, 1947.

Approved October 17, 1947.

Resolution Book 11, Page 224.

No. 240

Whereas, Lawrence A. Fink and Marie B. Fink, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City owned property acquired at tax sales on June 5, 1944, and June 4, 1945, and recorded in Deed Book Volume 2, Pages 100 and 356, for the sum of \$400.00, and described as follows:

All those certain lots situate in the 28th Ward, City of Pittsburgh, being Lots Nos. 477 and 478, Size 50x100 feet, on Colescott street in the Westwood Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 20, Page 52.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed October 6, 1947.

Approved October 17, 1947.

Resolution Book 11, Page 224.

No. 241

Whereas, Coulter F. Bracken and Laura E. Bracken, his wife, have sub-

mitted a proposal to the Department of Lands and Buildings to purchase City owned property acquired at tax sale on June 7, 1943, and recorded in Deed Book Volume 1, Page 58, for the sum of \$350.00, and described as follows:

All that certain lot situate in the 19th Ward, being Lot No. 799 on Dunster street, size 30x100, in the Paul Place Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 21, Page 156.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed October 6, 1947.

Approved October 17, 1947.

Resolution Book 11, Page 225.

No. 242

Whereas, James R. Irwin and Elvira P. Irwin, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City owned property acquired at tax sale on June 4, 1945, and recorded in Deed Book Volume 2, Page 331, for the sum of \$600.00, and described as follows:

All those certain lots or pieces of ground situate in the 28th Ward, City of Pittsburgh, being the easterly half of Lot No. 242 and Lot No. 243 on Straka street, size 45x100, in the Ideal No. 1 Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 19, Page 126.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of

the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed October 6, 1947.

Approved October 17, 1947.

Resolution Book 11, Page 225.

No. 243

Whereas, William Gifford and Ruth Gifford, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City owned property acquired at tax sale on June 7, 1943, and recorded in Deed Book Volume 1, Page 46, for the sum of \$225.00, and described as follows:

All that certain lot situate in the 10th Ward, City of Pittsburgh, being Lot No. 133, size 30x100 feet, on Downlook avenue in the City Garden Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 28, Page 113.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price; and, be it further

Resolved, That Resolution No. 82, approved April 15, 1946, which authorized the sale of the aforesaid lot to William Gifford and Ruth Gifford, his wife, for the sum of \$200.00, be and the same is hereby repealed.

Passed October 6, 1947.

Approved October 17, 1947.

Resolution Book 11, Page 226.

No. 244

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Wilhelmina Baker and Harry J. Baker, her husband, 4636 Penn ave., Pittsburgh, Pa., in the sum of \$69.75 in full settlement of their claim against the City of Pittsburgh for personal injuries sustained by Mrs. Baker on February 17, 1947, in Policewomen's School at No. 11 Station; and charge same to Code Account No. 42, Contingent Fund.

Passed October 14, 1947, by a two-third vote.

Approved October 24, 1947.

Resolution Book 11, Page 226.

No. 245

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$338.64 in full settlement of unpaid flat rate water charges against the property of Edward Jones, Parkhurst corner of Lorraine street, 22nd Ward, for the years 1927, 1928, 1929 and 1930.

Passed October 14, 1947.

Approved October 24, 1947.

Resolution Book 11, Page 226.

No. 246

Resolved, That the City Solicitor be and she is hereby authorized and directed to release Lot No. 30, fronting twenty-four (24) feet on Woods Run avenue by ninety-six (96) feet in depth, from tax liens filed at D.T.D. 434 July Term, 1911, D.T.D. 3554 April Term, 1913, and D.T.D. 3009 January Term, 1914, said property having been acquired at M.L.D. sale and subsequently sold by the City of Pittsburgh to Mrs. Rose Valentine.

Passed October 14, 1947.

Approved October 24, 1947.

Resolution Book 11, Page 227.

No. 247

Whereas, The City of Pittsburgh is the owner of premises at 120-124 Eighth st., in the City of Pittsburgh, on which is erected a fire engine house; and

Whereas, The Allegheny County Steam Heating Co. has applied for a right-of-way in the basement of said premises in order to serve another customer in the vicinity; and,

Whereas, It appears that if said right-of-way is granted to the Allegheny County Steam Heating Co. and the said Company does construct its pipes over the same, this bringing the point of service to the City twenty-two (22) feet closer to the said fire engine house, with resultant saving to the City; Now, Therefore, Be It

Resolved, That the Mayor and the Director of the Department of Lands and Buildings be and they are hereby authorized and directed to enter into a contract with the Allegheny County Steam Heating Co., giving and granting unto the said Company license and permission to install, maintain, use, operate, repair, renew and finally remove a four (4) inch steam line and a two and one-half (2½) inch return line through the basement of premises at 120-124 Eighth st., Pittsburgh, Pa., for the purpose of supplying steam service to premises at 113-127 Eighth st., Pittsburgh, Pa.

Passed October 14, 1947.

Approved October 24, 1947.

Resolution Book 11, Page 227.

No. 248

Whereas, John F. Kremer has submitted a proposal to the Department of Lands and Buildings to purchase City owned lot acquired at Treasurer's

tax sale on June 4, 1945, and recorded in the Prothonotary's office in Deed Book Vol 2, page 231, for the sum of \$1275.00 subject to the rights of a City sewer over the northerly part of said lot, and described as follows:

11th Ward, Pittsburgh, Lot 42.50x124 average Heberton avenue between Jackson and Wellesley, No. 7 Wellesley road Plan.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid lot in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund D.T.W.L., and re-paid to said fund from the sale price.

Passed October 14, 1947.

Approved October 24, 1947.

Resolution Book 11, Page 227.

No. 249

Whereas, Joseph H. Brennan and Helen K. Brennan, have submitted a proposal to the Department of Lands and Buildings to purchase City owned lot acquired at Treasurers' tax sale on June 4, 1945, and recorded in the Prothonotary's Office in Deed Book, Volume 2, Page 231, for the sum of \$1600.00, and described as follows:

11th Ward, Pittsburgh, Lot 40x128 average Heberton avenue between Jackson and Wellesley, No. 8 Wellesley road Plan.

Therefore, Be It

Resolved, That the office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid lot in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund D.T.W.L., and repaid to said fund from the sale price.

Passed October 14, 1947.

Approved October 24, 1947.

Resolution Book 11, Page 228.

No. 250

Whereas, At Treasurer's Sale on June 3, 1946, the City of Pittsburgh purchased Lot No. 307 on Walton street in the 29th Ward owned by Elizabeth Lees Haich or Haigh; and

Whereas, Walter W. Kramer and Mary Lou Kramer, his wife, have secured a deed from the former owner conveying the right of redemption, and have offered the City the sum of \$50.00 in purchase of the aforesaid lot under Section 1 of the Act of 1937, P. L. 787; Therefore, Be It

Resolved, That the Law Department is hereby authorized and directed to petition Common Pleas Court for the sale of Lot No. 307, on Walton street, to Walter W. Kramer and Mary Lou Kramer, his wife, for the sum of \$50.00, in accordance with Section 1 of the Act of 1937, P. L. 787, as amended, and upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property and charge the costs to the City of Pittsburgh.

Passed October 14, 1947.

Approved October 24, 1947.

Resolution Book 11, Page 228.

No. 251

Resolved, That that portion of Resolution No. 220, approved August 30, 1946, which reads as follows:

"1.28 acres at Harlow street, 20th Ward, from Joseph Herryly and Louisa Herryly, his wife, at a yearly rental of \$180.00";

be and the same is hereby amended to read as follows:

"approximately 2 acres at Harlow street, 20th Ward, from George J. Herryly and Esther M. Herryly, his wife, at a yearly rental of \$180.00".

Passed October 14, 1947.

Approved October 24, 1947.

Resolution Book 11, Page 229.

No. 252

Resolved, That the City Solicitor be authorized and directed to satisfy D.T.D. 7365 January Term, 1947, being lien for 1943, 1944 and 1945 City taxes against the Pittsburgh School Board on the Mount Albion School property, Butler street, 10th Ward, for the reason that this property has been certified exempt for the years in question by the Board of Property Assessment, Appeals and Review; and

Be It Further Resolved, That the Collector of Delinquent Taxes be directed to strike these charges from the tax books.

Passed October 20, 1947.

Approved October 31, 1947.

Resolution Book 11, Page 229.

No. 253

Whereas, Adam A. Geisler and Margaret M. Geisler, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City owned property acquired at tax sale on June 7, 1943, and recorded in Deed Book Volume 1, Pages 63 and 114, for the sum of \$625.00, and described as follows:

All those certain lots situate in the 20th Ward, City of Pittsburgh, being Lots Nos. 29 and 30 on Haas street and Lots Nos. 88 and 89 on Middletown road, all in the Charles Haas Plan, Plan Book Volume 9, Page 1.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is here-

by ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act. No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed October 20, 1947.

Approved October 31, 1947.

Resolution Book 11, Page 229.

No. 254

Whereas, Joseph Borandi and Emma Borandi, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City owned property acquired at tax sale on June 4, 1945, and recorded in Deed Book Volume 2, Page 231, for the sum of \$500.00, and described as follows:

All that certain lot in the 13th Ward, City of Pittsburgh, being Lot No. 43 on Frankstown avenue, size 25x140 feet, in the Perchment Addition Plan, Plan Book Volume 13, Pages 108 and 109.

Therefore, Be It

Resolved, That the Office of Solicitor for the City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed October 20, 1947.

Approved October 31, 1947.

Resolution Book 11, Page 230.

No. 255

Whereas, Sebastian Delpercio and Loretta Delpercio, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase

City owned property acquired at tax sale on June 4, 1945, and recorded in Deed Book Volume 2, Page 235, for the sum of \$400.00, and described as follows:

All those certain lots in the 19th Ward, City of Pittsburgh, being Lots Nos. 111, 112, 113 and 114 on Dawn avenue, size 100x100 feet in all, in the Belleville Plan, Plan Book Volume 12, Page 173.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act. No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed October 20, 1947.

Approved October 31, 1947.

Resolution Book 11, Page 230.

No. 256

Resolved, That Resolution No. 48, approved March 20, 1947, authorizing the sale of Lot No. 15 on Lincoln avenue, 12th Ward, to Anthony D. Abbate and Marietta M. Abbate, his wife, for the sum of \$700.00, be amended by striking out the words "under the Act of May 21, 1937, P. L. 787, as amended" and inserting in lieu thereof the words "under Act No. 514 of July 5, 1947."

Passed October 20, 1947.

Approved October 31, 1947.

Resolution Book 11, Page 231.

No. 257

Resolved, That Resolution No. 146, approved July 7, 1947, authorizing the sale of Lots Nos. 659 and 660 on Highman street, 28th Ward, to Charles W.

Bartsch and Mary Bartsch, his wife, for the sum of \$700.00, be amended by striking out the words "under the Act of May 21, 1937, P. L. 787, as amended" and inserting in lieu thereof the words "under Act No. 514 of July 5, 1947." Purchasers to pay the costs of all proceedings under the Act of 1947.

Passed October 20, 1947.

Approved October 31, 1947.

Resolution Book 11, Page 231.

No. 258

Resolved, That Resolution No. 218, approved August 30, 1946, authorizing the sale of Lot No. 30 on McClure avenue, 27th Ward, to Maurice L. Reynolds and Helen Reynolds, his wife, for the sum of \$650.00 be amended by striking out the words "under the Act of May 21, 1937, P. L. 787, as amended" and inserting in lieu thereof the words "under Act No. 514 of July 5, 1947."

Passed October 20, 1947.

Approved October 31, 1947.

Resolution Book 11, Page 231.

No. 259

Resolved, That Resolution No. 148, approved July 7, 1947, authorizing the sale of Lot No. 80 on Fallowfield avenue, 19th Ward, to William J. Francis, for the sum of \$450.00, be and the same is hereby repealed.

Passed October 20, 1947.

Approved October 31, 1947.

Resolution Book 11, Page 232.

No. 260

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$150.00 in full settlement of unpaid

metered water charges against the property of Beatrice McBride, 9 Avon way, 5th Ward, for the 2nd, 3rd, and 4th quarters of 1943, and for the years 1944, 1945 and 1946.

Passed October 20, 1947.

Approved October 31, 1947.

Resolution Book 11, Page 232.

No. 261

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Pittsburgh Outdoor Advertising Company in the sum of \$26.20, refunding amounts paid for permits for the erection of signs which were not located in the City of Pittsburgh, and charging same to Code Account No. 43-1, Refunds, Fines, etc.

Passed October 20, 1947.

Approved October 31, 1947.

Resolution Book 11, Page 232.

No. 262

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Josephine Palmisano, 21 Bailey ave., Pittsburgh, Pa., in the sum of \$150.00 in full settlement of her claim against the City of Pittsburgh for sidewalk, stone step, porch pillar and hedges at above address damaged May 24, 1947, by Bureau of City Refuse truck; and charge same to Code Account No. 42, Contingent Fund.

Passed October 27, 1947, by a two-third vote.

Approved November 7, 1947.

Resolution Book 11, Page 232.

No. 263

Whereas, Andrew J. Dudash and Helen M. Dudash, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1943, and recorded in Deed Book Volume 1, Page 101, for the sum of \$300.00, and described as follows:

All that certain lot situate in the 20th Ward, City of Pittsburgh, being Lot No. 124 on Oltman street in the Oltman Land Company Plan, recorded in Plan Book Volume 15, Page 27.

Therefore, Be It

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L. and repaid to said fund from the sale price.

Passed October 27, 1947.

Approved November 7, 1947.

Resolution Book 11, Page 233.

No. 264

Whereas, At Treasurer's Sale on June 3, 1946, the City of Pittsburgh purchased Lots Nos. 1735, 1737 and 1738 on Fordham avenue in the 19th Ward owned by John T. and Nellie A. Costello Estate or John Costello and Celestine McGowan or McGonnie or McGouni Seppo.

Whereas, John M. Santoro has secured deeds from the former owners conveying the right of redemption, and has offered the City the sum of \$600.00 in purchase of the aforesaid lots under Section 1 of the Act of 1937, P. L. 787; Therefore, Be It

Resolved, That the Law Department is hereby authorized and directed to petition Common Pleas Court for the

sale of Lots Nos. 1735, 1737 and 1738 on Fordham avenue, to John M. Santoro for the sum of \$600.00, in accordance with Section 1 of the Act of 1937, P. L. 787, as amended, and upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property and charge the costs to the City of Pittsburgh.

Passed October 27, 1947.

Approved November 7, 1947.

Resolution Book 11, Page 233.

No. 265

Whereas, Peter G. Bonacci and Betty Bonacci, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City owned property acquired at tax sale on June 7, 1943, and recorded in Deed Book Volume 1, Page 194, for the sum of \$200.00, and described as follows:

All that certain lot situate in the 29th Ward, City of Pittsburgh, being Lot No. 163 on Brook street in the Ogontz Place Plan, Plan Book Volume 17, Pages 92 and 93.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed October 27, 1947.

Approved November 7, 1947.

Resolution Book 11, Page 234.

No. 266

Resolved, That Resolution No. 207, approved August 22, 1946, authorizing

the sale of Lot No. 58 on Viruth street, 27th Ward, to John T. Kane and Mary M. Kane, his wife, for the sum of \$650.00, be amended by striking out the words "under the Act of May 21, 1937, as amended" and inserting in lieu thereof the words "under Act No. 514 of July 5, 1947."

Passed October 27, 1947.

Approved November 7, 1947.

Resolution Book 11, Page 234.

No. 267

Resolved, That Resolution No. 160, approved July 11, 1947, authorizing the sale of Lots Nos. 533 and 534 on Hollywood street, 28th Ward, to R. W. Humphreys, for the sum of \$200.00, be amended by striking out the purchase price of "\$200.00" and inserting in lieu thereof the price of "\$400.00," and also by striking out the words "under the Act of May 21, 1937, P. L. 787, as amended" and inserting in lieu thereof the words "under Act No. 514 of July 5, 1947."

Passed October 27, 1947.

Approved November 7, 1947.

Resolution Book 11, Page 234.

No. 268

Resolved, That Resolution No. 161, approved July 11, 1947, authorizing the sale of Lots Nos. 377 and 378 on Arnold street, 28th Ward, to R. W. Humphreys, for the sum of \$300.00, be amended by striking out the words "under the Act of May 21, 1937, P. L. 787, as amended" and inserting in lieu thereof the words "under Act No. 514 of July 5, 1947."

Passed October 27, 1947.

Approved November 7, 1947.

Resolution Book 11, Page 235.

No. 269

Resolved, That Resolution No. 158, approved July 11, 1947, authorizing the sale of Lots Nos. 579, 580 and 581 on Hollywood street, 28th Ward, to R. W. Humphreys, for the sum of \$240.00, be and the same is hereby repealed.

Passed October 27, 1947.

Approved November 7, 1947.

Resolution Book 11, Page 235.

No. 270

Resolved, That Resolution No. 189, approved August 8, 1947, authorizing the sale of Lots Nos. 531 and 532 on Hollywood street, 28th Ward, to R. W. Humphreys, for the sum of \$200.00, be and the same is hereby repealed.

Passed October 27, 1947.

Approved November 7, 1947.

Resolution Book 11, Page 235.

No. 271

Resolved, That the City Solicitor be authorized and directed to satisfy liens Nos. M. L. D. 87 April Term 1933 \$750.00 for grading, paving and curbing of Independence street and M.L.D. 96 April Term 1933 \$300.00 for Independence street Sewer filed against property of Christian Lampe, 20th Ward, and charge costs to the City of Pittsburgh; said property having been dedicated for street purposes.

Passed November 3, 1947.

Approved November 13, 1947.

Resolution Book 11, Page 235.

No. 272

Resolved, That the City Solicitor be authorized and directed to mark satisfied without payment the lien filed

against Christian Lampe at M.L.D. 86 April Term, 1933, in the face amount of \$2,000.00 and charge the costs to the City of Pittsburgh.

Passed November 3, 1947.

Approved November 13, 1947.

Resolution Book 11, Page 236.

No. 273

Whereas, The Pennsylvania Lumbermen's Mutual Fire Insurance Company has made a check payable to the Civic Club of Allegheny County and City of Pittsburgh in the amount of \$220.00 in payment of an insurance loss; and,

Whereas, The premiums for this insurance is paid by the Civic Club of Allegheny County; and,

Whereas, The above mentioned insurance carrier has made the City of Pittsburgh a joint payee because the insurance covers a boiler at the Soho Public Baths; and,

Whereas, The entire amount of this premium should be turned over to the Civic Club of Allegheny County for the repair of said boiler; Now, Therefore, Be It

Resolved, That the Mayor and the City Controller be authorized to endorse said check over to the Civic Club of Allegheny County.

Passed November 3, 1947.

Approved November 13, 1947.

Resolution Book 11, Page 236.

No. 274

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 27th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 18 to 22, inclusive, on Marshall avenue in the L. H. Smith Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 6,

Page 320, and being the same property which was acquired by the City by Sheriff's deed from J. H. Lyon et al. on M.L.D. No. 2 April Term, 1907, the deed for which is recorded in the Recorder's Office of Allegheny County in Deed Book Volume 1777, Page 104, to John Grohol and John G. Grohol, Jr., for the sum of \$1,000.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to John Grohol and John G. Grohol, Jr., upon payment in full of the purchase price, namely \$1,000.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void.

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

November 3, 1947.

Approved November 13, 1947.

Resolution Book 11, Page 236.

No. 275

Whereas, Amelio Velenosi and Emidia Velenosi, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City owned property acquired at tax sale on June 5, 1944, and recorded in Deed Book Volume 2, Page 109, for the sum of \$350.00, and described as follows:

All those certain lots or pieces of ground situate in the 28th Ward, City of Pittsburgh, being Lot No. 263 and a portion of Lot No. 264 on Sanborn street, size 45x100, in the Ideal No. 1 Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 19, Page 126.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition

the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund D.T.W.L., and repaid to said fund from the sale price.

Passed November 3, 1947.

Approved November 13, 1947.

Resolution Book 11, Page 237.

No. 276

Whereas, Michael Pavicic and Dorothy Pavicic, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City owned property acquired at tax sale on June 7, 1943, and recorded in Deed Book Volume 1, Page 53, for the sum of \$400.00, and described as follows:

All those certain lots situate in the 16th Ward, City of Pittsburgh, being Lots Nos. 26 and 27 on Daniels street, size 48x115, in the S. P. Hollis Heirs Plan, recorded in Plan Book Volume 12, Page 40.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund D.T.W.L., and repaid to said fund from the sale price.

Passed November 3, 1947.

Approved November 13, 1947.

Resolution Book 11, Page 237.

No. 277

Whereas, The City of Pittsburgh desires to erect traffic signal conduits at Bigelow boulevard and the Bloomfield Bridge; and,

Whereas, There is no opportunity to advertise for bids prior to the resurfacing of that portion of Bigelow boulevard by the forces of the State Highway Department; and,

Whereas, To determine the cost of the work, the traffic engineer has procured letter bids for this work, of which the lowest price submitted for same amounts to \$1,550.00 from Martin & Murray, Electrical Contractors of Pittsburgh; Now, therefore, be it

Resolved, That the Director of the Department of Public Safety be authorized to have this work performed at a cost not to exceed \$1,550.00 by Martin & Murray and the cost for this work to be paid at a later date by authorization of a Wallace Act Ordinance.

Passed November 3, 1947.

Approved November 13, 1947.

Resolution Book 11, Page 238.

No. 278

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of William Edwards, 1457 Brookline boulevard, in the sum of \$28.47, for repairs to automobile which was damaged when Mr. Edwards assisted in removing a stalled car from a busy thoroughfare in the Business District of Pittsburgh, and charge same to Code Account No. 42, Continent Fund.

Passed November 10, 1947.

Approved November 20, 1947.

Resolution Book 11, Page 238.

No. 279

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to exonerate the following taxes assessed against Monga Land Company on property located in the 20th Ward;

\$898.61 for the year 1943;
\$998.45 for the year 1944.

Passed November 10, 1947.

Approved November 20, 1947.

Resolution Book 11, Page 238.

No. 280

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$200 in full settlement of unpaid flat rate water charges against the property of Salvatore Marotta, 907 Chestnut street, 23rd Ward, for the year 1930 and for the years 1935 to 1943, both inclusive.

Passed November 10, 1947.

Approved November 20, 1947.

Resolution Book 11, Page 239.

No. 281

Whereas, Edward D. Johnson and Olive M. Johnson, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City owned property acquired at tax sale on June 5, 1944, and recorded in Deed Book Volume 1, Page 245, for the sum of \$1,800.00, and described as follows:

All that certain lot in the 27th Ward, City of Pittsburgh, being Lot No. 50 on McClure avenue, size 106.51x120.40x30.54x103.5 feet in the Brighton Manor Plan, recorded in Plan Book Volume 31, Page 148.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed November 10, 1947.
Approved November 20, 1947.
Resolution Book 11, Page 239.

No. 282

Whereas, John W. Zimmer and Winifred Zimmer, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, and recorded in Deed Book Volume 1, Page 248, for the sum of \$450.00, and described as follows:

All those certain lots situate in the 27th Ward, City of Pittsburgh, being a portion of Lot No. 227 and Lot No. 228 on Winters way, size 60.61x47.07x144.66x21.88x140.94 feet, in the Brighton Country Club Plan, recorded in Plan Book Volume 27, Page 48.

Therefore, be it

Resolved, That the office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed November 10, 1947.
Approved November 20, 1947.
Resolution Book 11, Page 239.

No. 283

Resolved, That the Law Department is hereby authorized and directed to petition the Court for the sale of all those certain lots or pieces of ground situate in the 28th Ward, Pittsburgh, Allegheny County, Pa., being Lots Nos. 35 and 36 on Merle street in the Bellhurst Garden Plan, of record in the Recorders' Office of Allegheny County in Plan Book 30, Page 54, and being the same property which the City ac-

quired from Joseph and Annie Plascijak at a tax sale conducted by the Treasurer of the City of Pittsburgh on June 5, 1944, the deed for which is recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 2, Page 188, to A. M. Plascijak, for the sum of \$550.00, under the Act of May 21, 1937, P. L. 787, as amended, and upon approval by the Court, the Mayor is hereby authorized and directed to deliver a deed for said real estate to A. M. Plascijak upon the payment in full of the purchase price, namely \$550.00, within 90 days from the date of approval by the Court, otherwise previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void; And, be it further

Resolved, That upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property.

Passed November 10, 1947.
Approved November 20, 1947.
Resolution Book 11, Page 240.

No. 284

Whereas, William A. Cummings and Anna E. Cummings, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, and recorded in Deed Book Volume 1, Page 244, for the sum of \$1,000.00, and described as follows:

All that certain lot situate in the 27th Ward, City of Pittsburgh, being Lot No. 23 on Viruth street, size 40x100 feet, in the Brighton Manor Plan, of record in the Recorder's Office in Plan Book Volume 31, Page 148.

Therefore, be it

Resolved, That the office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition

the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed November 10, 1947.

Approved November 20, 1947.

Resolution Book 11, Page 240.

No. 285

Whereas, Peter C. Gallagher and Ann Gallagher, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, and recorded in Deed Book Volume 1, Page 252, for the sum of \$1,200.00, and described as follows:

All that certain lot situate in the 27th Ward, City of Pittsburgh, being Lot No. 41 on McClure avenue, size 59.09x103x34x100 feet, in the Brighton Manor Plan, recorded in Plan Book Volume 31, Page 148.

Therefore, be it.

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed November 10, 1947.

Approved November 20, 1947.

Resolution Book 11, Page 241.

No. 286

Whereas, The Pittsburgh Outdoor Advertising Company has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on July

21, 1900, and recorded in Deed Book Volume 15 No. 1, Page 473, for the sum of \$650.00, and described as follows:

All that certain lot situate in the 10th Ward, City of Pittsburgh, being Lot No. 1 on Butler street, size 48.75x average 100x55 rear, in the Samuel Garrison Heirs Plan, recorded in Plan Book Volume 4, Page 168.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed November 10, 1947.

Approved November 20, 1947.

Resolution Book 11, Page 241.

No. 287

Whereas, The Lawyers Title Company in Title Report No. 83284 has disclosed an irregularity in the tax sale procedure at D.T.D. No. 17 January Term, 1926, whereby the City acquired title to the property set forth in City Resolution No. 82 of 1947, recorded in Resolution Book Volume 11, Page 160; and said title company requires that a proceeding to quiet title be conducted in Common Pleas Court.

Therefore, be it

Resolved, That Resolution No. 82 of 1947 is hereby amended to provide that the Solicitor for City and School Tax Liens is hereby authorized to conduct said proceeding to the satisfaction of the title company, paying for the costs of said proceeding from the funds of his office, to be later paid to said fund from the sale price of the property.

Passed November 10, 1947.

Approved November 20, 1947.

Resolution Book 11, Page 242.

No. 288

Whereas, The Singer Sewing Machine Company is the tenant of property located at 6022 Penn avenue, and desires with the consent of the owners; The Pennhi Corporation and D. B. Aronson, to remodel the front of the building with steel enamel facing; and

Whereas, To do this will require 2¼" of the space of the sidewalk; Therefore, be it

Resolved, That the Mayor and the Director of the Department of Public Works be authorized and directed, on behalf of the City of Pittsburgh to grant the Pennhi Corporation and D. B. Aronson the right to use and occupy 2¼" of the sidewalk in front of their property at 6022 Penn avenue while the present building shall continue to stand and waiving all damages by reason of such encroachment in consideration of the promise of the Pennhi Corporation and D. B. Aronson to relinquish and give up the said encroachment area upon the demolition or destruction of the present building.

Passed November 10, 1947.

Approved November 20, 1947.

Resolution Book 11, Page 242.

No. 289

Whereas, Hampton Hall Improvement Company and Phillips Avenue Improvement Company in 1941 were the owners of 108½ Acres of land in the 19th Ward;

Whereas, By agreement dated July 15, 1941, authorized by Ordinance No. 311, approved 25th of June, 1941, Hampton Hall Improvement Company and Phillips Avenue Improvement Company agreed to convey 58½ Acres of land to the City of Pittsburgh and the School District of Pittsburgh, jointly, and to erect dwellings and buildings totalling \$100,000.00 in assessment upon the remaining 50 acres, in consideration of which the City of Pittsburgh

and the School District agreed to discharge all City and School taxes owing on the 108½ acres of land;

Whereas, Hampton Hall Improvement Company and Phillips Avenue Improvement Company have deeded 58½ acres to the City and the School District and have completed construction, totalling \$181,000.00 in assessment and have complied with the terms of the agreement; Now, Therefore, be it

Resolved, That the Collector of Delinquent Taxes be authorized and directed to exonerate all City taxes and Water charges against 108½ acres of land assessed against Hampton Hall Improvement Company and Phillips Avenue Improvement Company, or their predecessors, for the years 1932-1941, inclusive; and be it further

Resolved, That the Collector of Delinquent Taxes be authorized and directed to issue releases, or satisfactions, of the following tax liens and charge costs to the City of Pittsburgh:

CITY TAXES & LIENS:

1932	-----12175	Oct. 1935
1933	-----14842	Oct. 1936
1934	--15907	Oct. 1937
1935	-----12755	Oct. 1938
1936)	-----13769	Oct. 1939
1936)	-----13927	Oct. 1939
1937)	-----11471	Oct. 1940
1937)	-----99	Jan. 1941
1938-39-40	-----25724	Oct. 1941
1941 C&S	-----5821	Oct. 1944

Passed November 10, 1947.

Approved November 20, 1947.

Resolution Book 11, Page 243.

No. 290

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$303.88 in full settlement of unpaid flat rate water charges against the property of A. Finegold, 5239 Holmes street, 512, 514, 516, 518 and 520 McCandless avenue, and 5233 Kent way, for the year 1943.

Passed November 10, 1947.

Approved November 20, 1947.

Resolution Book 11, Page 243.

No. 291

Whereas, It is the conviction of Council and the Mayor that the system of transporting passengers and freight by air to and from the County of Allegheny and its principal city, the City of Pittsburgh, has long been of inadequate coverage for the needs of the metropolitan area concerned; and

Whereas, Such transportation is controlled by the Civil Aeronautics Board of the United States of America, which Board, by its order of September 30, 1947, at No. 674 et al. C.A.B. and known as the Middle Atlantic area case, failed to provide adequate air carrier service for this vicinity; and

Whereas, In said proceeding the County of Allegheny has filed a petition for rehearing, reargument or reconsideration of the order of said Board dated September 30, 1947; Now, Therefore,

Be It Resolved, That the Mayor be, and he is hereby, authorized to file with the Civil Aeronautics Board a petition in behalf of the City of Pittsburgh to intervene in the Middle Atlantic Area Case at Docket No. 674 et al., C.A.B., for the purpose of augmenting the air carrier service to and from the County of Allegheny, and, if such Petition to Intervene is granted, to take whatever action he may deem advisable to accomplish the purpose of the intervention; and

Be It Further Resolved, That the Mayor be, and he is hereby, authorized, in behalf of the City of Pittsburgh, to join with the County of Allegheny in its action for rehearing, reargument or reconsideration of the order of said Civil Aeronautics Board, dated September 30, 1947, in the Middle Atlantic Area Case, Docket No. 674 et al., C.A.B.

Passed November 10, 1947.

Approved November 20, 1947.

Resolution Book 11, Page 244.

No. 292

Whereas, Louis E. Johnston and Edith L. Johnston, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired by Sheriff's deed on January 10, 1925, and recorded in the Recorder's Office of Allegheny County in Deed Book Volume 1897, Page 516, for the sum of \$1,000.00 and described as follows:

Lot 127.18x105 Tarner street, 28th Ward, Pittsburgh, being Lots Nos. 19 to 23, inclusive, in the Crafton Park Plan, recorded in Plan Book Volume 24, Page 32.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid lots in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund D.T.W.L., and repaid to said fund from the sale price.

Passed November 17, 1947.

Approved November 20, 1947.

Resolution Book 11, Page 244.

No. 293

Whereas, Charles A. Kampmeyer and B. Augusta Kampmeyer, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at Treasurer's tax sale on June 4, 1945, and recorded in the Prothonotary's Office of Allegheny County in Deed Book Volume 2, Page 233, for the sum of \$200.00, and described as follows:

18th Ward, Pittsburgh, Lot 12.50x120 Caperton street, being part of Lot No.

70 in the Bon Air Plan, recorded in Plan Book Volume 19, Page 160.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid lot in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund D.T.W.L., and repaid to said fund from sale price.

Passed November 17, 1947.

Approved November 20, 1947.

Resolution Book 11, Page 245.

No. 294

Whereas, Louis Steinbeck and Lillian M. Steinbeck, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at Treasurer's tax sale on June 4, 1945, and recorded in the Prothonotary's Office in Deed Book Volume 2, Page 233, for the sum of \$700.00, and described as follows:

18th Ward, Pittsburgh, Lot 62.50x120 Caperton street, being part of Lot No. 67 and Lots Nos. 68 and 69 in the Bon Air Plan, recorded in Plan Book Volume 19, Page 160.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid lots in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund D.T.W.L., and repaid to said fund from the sale price.

Passed November 17, 1947.

Approved November 20, 1947.

Resolution Book 11, Page 245.

No. 295

Resolved, That Resolution No. 59, approved April 3, 1947, authorizing the sale of City property at 206 Market street, 1st Ward, to Louis Minsky, for the sum of \$8,900.00, be amended by striking out the words "under the Act of May 21, 1937, P. L. 787, as amended" and inserting in lieu thereof the words "under Act No. 514 of July 5, 1947."

Passed November 17, 1947.

Approved November 20, 1947.

Resolution Book 11, Page 245.

No. 296

Resolved, That the unpaid City tax for the year 1947 in the amount of \$832.17 and meter water \$160.28 assessed against 556 South Negley avenue, 7th Ward, in the name of Protestant Home for Children, be and the same are exonerated for the reason that this property has been purchased by the City of Pittsburgh; and

Be It Further Resolved, That the City Treasurer be authorized and directed to so note on the tax books.

Passed November 24, 1947.

Approved December 2, 1947.

Resolution Book 11, Page 246.

No. 297

Whereas, The Board of Property Assessment Appeals and Review failed to certify assessment of property of the Pittsburgh & Western Railroad Company, 22nd street, 2nd Ward, until March 30, 1947, and the City tax bill was not issued until April 15, 1947; and

Whereas, The Pittsburgh & Western Railroad Company paid the tax on April 18, 1947, without discount of \$12.16 and with penalty and interest added \$15.32; Now, Therefore, be it

Resolved, That the City Treasurer be authorized and directed to grant a tax credit to Pittsburgh & Western Railroad Company in the amount of \$27.58, being penalty, interest and discount paid on 1947 City tax on property at 22nd street and Allegheny river, 2nd Ward; the full tax having been paid promptly after assessment.

Passed November 24, 1947.

Approved December 2, 1947.

Resolution Book 11, Page 246.

No. 298

Whereas, August Barone and Anita Barone, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1943, and recorded in Deed Book Volume 1, Page 193, for the sum of \$1,200.00, and described as follows:

28th Ward, Pittsburgh, Lot 50x120 feet Middletown Road, being Lot No. 2 in the Hodgson Plan, recorded in Plan Book Volume 12, Page 154.

Therefore, Be it

Resolved, That the office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 24, 1947.

Approved December 2, 1947.

Resolution Book 11, Page 246.

No. 299

Whereas, F. L. Hollis and Mildred M. Hollis, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned prop-

erty acquired at tax sale on June 7, 1943, and recorded in Deed Book Volume 1, Page 77, for the sum of \$250.00, and described as follows:

20th Ward, Lot 50x100 feet Hillsboro Street, being Lots Nos. 10 and 11 in the Gibson Plan, recorded in Plan Book Volume 18, Page 120.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed November 24, 1947.

Approved December 2, 1947.

Resolution Book 11, Page 247.

No. 300

Resolved, That Resolution No. 255, approved October 31, 1947, authorizing sale of lots to Sebastian Delpercio and Loretta Delpercio be amended by striking out the words "Lots Nos. 111, 112, 113 and 114 on Dawn Avenue, and inserting in lieu thereof the words "Lots Nos. 112, 113, 114 and 115 on Dawn Avenue."

Passed November 24, 1947.

Approved December 2, 1947.

Resolution Book 11, Page 247.

No. 301

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$311.00 in full settlement of unpaid metered water charges against the property of Sabatino Sabatini, 304 Beltzhoover avenue, 18th Ward, for the years 1936 to 1941, both inclusive, and for the balance of 1943, and for the

years 1944 and 1945, provided that all costs in connection therewith shall be paid by Sabatino Sabatini.

Passed November 24, 1947.

Approved December 2, 1947.

Resolution Book 11, Page 248.

No. 302

Resolved, That the depositories of money for the City of Pittsburgh shall be and are hereby designated as follows, for the year 1948:

ACTIVE ACCOUNT

The Colonial Trust Company.
Peoples First National Bank and Trust Company.
Mellon National Bank and Trust Company.

INACTIVE ACCOUNT

Brookline Savings and Trust Company.
The Colonial Trust Company.
Commonwealth Trust Company of Pittsburgh.
Farmers Deposit National Bank.
Fourteenth Street Bank.
Hill Top Bank.
Iron & Glass Dollar Savings Bank of Birmingham.
Keystone National Bank in Pittsburgh.
Manchester Savings Bank and Trust Company.
Mellon National Bank and Trust Company.
National Bank of America in Pittsburgh.
North Side Deposit Bank.
Peoples First National Bank & Trust Company.
Potter Title and Trust Company.
Sheraden Bank.
Washington Trust Company of Pittsburgh, Pa.
West End Bank.
William Penn Bank of Commerce.

ACTIVE AND INACTIVE ACCOUNTS

—Bond Funds

Commonwealth Trust Company of Pittsburgh.

Farmers Deposit National Bank.
Mellon National Bank and Trust Company.

Peoples First National Bank & Trust Company.

ACTIVE AND INACTIVE ACCOUNT —Special Trust Funds

The Colonial Trust Company.
Mellon National Bank and Trust Company.
Peoples First National Bank & Trust Company.
Potter Title and Trust Company.

ACTIVE ACCOUNT —Delinquent Tax Funds

Peoples First National Bank & Trust Company.

Passed November 29, 1947.

Approved December 2, 1947.

Resolution Book 11, Page 248.

No. 303

Whereas, Michael Bapa and Rose Bapa, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1943, and recorded in Deed Book Volume 1, Page 59, for the sum of \$700.00, and described as follows:

19th Ward, Pittsburgh, Lot 29.34x110.13x34.84x110 feet on Palm Beach Avenue, being Lot No. 464 in the West Liberty No. 1 Plan, recorded in Plan Book Volume 19, Page 154.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 1, 1947.

Approved December 5, 1947.

Resolution Book 11, Page 249.

No. 304

Whereas, Henry F. Diers and Margaret C. Diers, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1943, and recorded in Deed Book Volume 1, Page 60, for the sum of \$910.00, and described as follows:

19th Ward, Lot 40 x average 153.08 feet on Gladys avenue, being Lot No. 8 in the West Liberty Plan No. 2, recorded in Plan Book Volume 20, Page 116.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 1, 1947.

Approved December 5, 1947.

Resolution Book 11, Page 249.

No. 305

Whereas, The City acquired Lot No. 361 and part of Lot No. 362 on Philander street, 14th Ward, from John E. Born by Sheriff's deed May 10, 1935, the deed for which is recorded in Deed Book Volume 2548, Page 343; Now, therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute and deliver a deed to Eugene Meyer and Elizabeth S. Meyer, his wife, for the sum of \$185.00, conveying all the City's right, title and interest in the following:

All those certain lots or pieces of ground situate in the 14th Ward, City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lot No. 361 and part of Lot No. 362 on Philander street in the McKelvey Grove Plan, of record in the Recorder's Office of Allegheny County in Plan Book Volume 19, Page 76, bounded and described as follows, to-wit:

Beginning on the westerly line of Philander street at the line dividing Lots Nos. 360 and 361 in said plan, said point of beginning being 25.0 feet south of the southerly line of Olivia street; thence along the westerly line of Philander street, South 1° 13' 20" East, 37.5 feet to a point; thence South 88° 46' 40" West, 100.0 feet to the easterly line of Lot No. 364 in said plan; thence along said easterly line, North 1° 13' 20" West, 37.5 feet to the line dividing Lots Nos. 360 and 361 in said plan; thence along the last described dividing line, North 88° 45' 40" East, 100.0 feet to the place of beginning.

Provided, that the balance of the purchase money, namely \$131.50, shall be paid within 90 days from the date hereof, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void.

Passed December 1, 1947.

Approved December 5, 1947.

Resolution Book 11, Page 250.

No. 306

Whereas, Arthur R. Weissflog and Lois M. Weissflog, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, and recorded in Deed Book Volume 1, Page 283, for the sum of \$350.00, and described as follows:

28th Ward, Pittsburgh, Lot 45x100 feet on Sanborn street, being Lot No. 260 and part of Lot No. 261 in the Ideal No. 1 Plan, recorded in Plan Book Volume 19, Page 126.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 1, 1947.

Approved December 5, 1947.

Resolution Book 11, Page 250.

No. 307

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Edmund J. Winstel, Sr., 345 Virginia Ave., Pittsburgh 11, Pa., in the sum of \$180.00 in full settlement of his claim against the City of Pittsburgh for property at above address damaged during 1947 and previous years by balls batted from Reams Playground; and charge same to Code Account No. 42, Contingent Fund.

Passed December 8, 1947.

Approved December 15, 1947.

Resolution Book 11, Page 251.

No. 308

Resolved, That the Mayor be and he is hereby authorized to issue, and the City Controller to countersign, duplicate warrants to the same payees and in the same amounts to replace the following warrants lost or destroyed:

St. Norberts Church \$80.36, to replace Warrant No. 57770, dated January 26, 1945, charge to Code Account No. 41, Refunding Taxes and Water Rents.

St. Norberts Church \$72.32, to replace Warrant No. 57772, dated January 26, 1945, charge to Code Account No.

41, Refunding Taxes and Water Rents.

Edna Kennerdell \$22.00, to replace Warrant No. 102736, dated August 13, 1947, charge to Code Account No. 44, Workmen's Compensation.

Passed December 8, 1947.

Approved December 15, 1947.

Resolution Book 11, Page 251.

No. 309

Whereas, Oswald & Hess, 24th Ward, were erroneously assessed on their real estate for the year 1946 and the taxpayer paid the amount for which he was billed, on time; and

Whereas, The error was subsequently discovered and the taxpayer was billed for the balance due plus penalty and interest, and the taxpayer has forwarded his check for the face amount of the balance due, \$294.00; and

Whereas, The failure of the taxpayer to pay the full amount of the tax on time was due to an error in assessment and in no way because of the taxpayer's negligence; Now, therefore, be it

Resolved, That the Treasurer be authorized to accept the face amount of the balance due, \$294.00, in full settlement for 1946 real estate taxes on property of Oswald & Hess in the 24th Ward.

Passed December 8, 1947.

Approved December 15, 1947.

Resolution Book 11, Page 251.

No. 310

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$30.00 in full settlement of metered water charges against the property of Joseph F. Sassano, et ux., located at 5011 Cypress street, 8th Ward, for the years 1941 to 1946, both inclusive.

Passed December 8, 1947.

Approved December 15, 1947.

Resolution Book 11, Page 252.

No. 311

Resolved, That the Collector of Delinquent Taxes be authorized and directed to exonerate 1942 city tax in the amount of \$147.38 assessed against Michael F. McNulty, et ux, 1018 Bidwell street, 21st Ward, for the reason that said property was purchased by Trinity Methodist Church in December, 1941 and was used for church purposes during the year 1942; and be it further

Resolved, That the tax lien solicitor be authorized and directed to satisfy the City's portion of lien filed at D. T. D. 9002 October Term, 1944.

Passed December 8, 1947.

Approved December 15, 1947.

Resolution Book 11, Page 252.

No. 312

Whereas, Joseph Borandi and Emma Borandi, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1945, and recorded in Deed Book Volume 2, Page 231, for the sum of \$500.00, and described as follows:

13th Ward, Pittsburgh, Lot 25 x average 138.45 Frankstown avenue, being Lot No. 44 in the Parchment Addition Plan, recorded in Plan Book Volume 13, Pages 108 and 109.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 8, 1947.

Approved December 15, 1947.

Resolution Book 11, Page 252.

No. 313

Whereas, Leonard A. Costa and Florence H. Costa, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 4, 1945, and recorded in Deed Book Volume 2, Page 343, for the sum of \$200.00, and described as follows:

28th Ward, Pittsburgh, Lot 35.56x99.76 average Harrisburg street, being Lot No. 18 in the Pleasant Hills Plan No. 1, recorded in Plan Book Volume 26, Page 109.

Therefore, Be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 8, 1947.

Approved December 15, 1947.

Resolution Book 11, Page 253.

No. 314

Whereas, At Treasurer's Sale on June 2, 1947, the City of Pittsburgh purchased Lots Nos. 312 and 313 on Lucian avenue in the 29th Ward owned by Allen W. Welmer, and

Whereas, Walter W. Kramer and Mary Lou Kramer, his wife, have secured a deed from the former owner conveying the right of redemption, and has offered the City the sum of \$100.00 in purchase of part of Lot No. 312 and Lot No. 313 on Lucian avenue under Section 1 of the Act of 1937 P. L. 787; therefore, be it

Resolved, That the Law Department is hereby authorized and directed to petition Common Pleas Court for the sale of part of Lot No. 312 and Lot No. 313 on Lucian avenue to Walter W. Kramer and Mary Lou Kramer, his wife, for the sum of \$100.00, in accordance with Section 1 of the Act of 1937, P. L. 787, as amended, and upon confirmation by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property and charge the costs to the City of Pittsburgh.

Passed December 8, 1947.

Approved December 15, 1947.

Resolution Book 11, Page 253.

No. 315

Whereas, The sidewalks on Court place, from Fifth avenue to Sixth avenue, and on Wylie avenue, from Sixth avenue to Tunnel street, are in a state of disrepair and may be the cause of some person receiving serious injuries; Therefore, be it

Resolved, That the Director of the Department of Public Works be requested to promptly cause an investigation to be made of these sidewalks and to take the necessary action permitted him under the law to see that these sidewalks are immediately put in a proper and safe condition.

Passed December 15, 1947.

Approved December 15, 1947.

Resolution Book 11, Page 254.

No. 316

Whereas, Joseph A. Zeliesko has submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, and recorded in Deed Book Volume 2, Page 137, for the sum of \$550.00, and described as follows:

28th Ward, Pittsburgh, Lot 35x100 feet, being Lot No. 103 on Chartiers avenue in the Belhurst Garden Plan, recorded in Plan Book Volume 30, Page 54.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 15, 1947.

Approved December 15, 1947.

Resolution Book 11, Page 254.

No. 317

Whereas, John V. Kwiatkowski and Mary Kwiatkowski, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 5, 1944, and recorded in Deed Book Volume 2, page 85, for the sum of \$1,000.00, and described as follows:

All those certain lots situate in the 28th Ward, City of Pittsburgh, being Lots Nos. 248 and 249 on Straka street, size 60x110 feet, in the Ideal No. 1 Plan, recorded in Plan Book Volume 19, Page 126.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L. and repaid to said fund from the sale price.

Passed December 15, 1947.

Approved December 15, 1947.

Resolution Book 11, Page 255.

No. 318

Whereas, By Sheriff's deed dated July 19, 1947, the City of Pittsburgh acquired Lots Nos. 87 to 102, inclusive, on McCaslin street in the 15th Ward owned by Pioneer Housing Corporation; and

Whereas, William M. Justice and Esther L. Justice, his wife, have secured a deed from the former owner conveying the right of redemption, and have offered the sum of \$6,400.00 in purchase of the aforesaid lots under Section 1 of the Act of 1937, P. L. 787; therefore, be it

Resolved, That the Law Department is hereby authorized and directed to petition Common Pleas Court for the sale of Lots Nos. 87 to 102, inclusive, on McCaslin street, to William M. Justice and Esther L. Justice, his wife, for the sum of \$6,400.00, in accordance with Section 1 of the Act of 1937, as amended, and upon approval by the Court the proper officers of the City are hereby authorized and directed to satisfy of record all tax and municipal claims against the property and charge the costs to the City of Pittsburgh.

Passed December 15, 1947.

Approved December 15, 1947.

Resolution Book 11, Page 255.

No. 319

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mitchell Mackowski, employee of the Garage and Repair Shops, Bureau of Highways and Sewers, Department of Public Works, in the sum of \$17.00 for replacement of lenses in his glasses which were broken when a plate fell from a truck which he was repairing, breaking his glasses, and charge same to Code Account No. 44, Workmen's Compensation.

Passed December 22, 1947, by a two-thirds vote.

Approved December 29, 1947.

Resolution Book 11, Page 255.

No. 320

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Joseph H. Lauer, Hoseman in the Bureau of Fire, in the sum of \$14.25, for replacement of bifocal lenses and repairs to his glasses which were broken as a result of an accident on November 1, 1947, and charge same to Code Account No. 44, Workmen's Compensation.

Passed December 22, 1947, by a two-thirds vote.

Approved December 29, 1947.

Resolution Book 11, Page 256.

No. 321

Resolved, That the Collector of Delinquent Taxes be authorized and directed to exonerate 1942 city tax in the amount of \$6.96 assessed against James A. Gribben on a strip of land 8'x234' along Bandera way at 39th street in the 6th Ward, for the reason that the said land was taken by the City by condemnation on May 13, 1941; and Be It Further

Resolved, That the tax lien solicitor be authorized and directed to release the aforesaid strip of land from the City's portion of the lien filed at D. T. D. 4154 July Term, 1944.

Passed December 22, 1947.

Approved December 29, 1947.

Resolution Book 11, Page 256.

No. 322

Whereas, At D. T. D. No. 15 January Term, 1924, the lien for taxes for the year 1920 against property in

the 1st Ward assessed in the name of William Renton was, per resolution of the City of Pittsburgh, No. 228 of 1926, satisfied in full, and

Whereas, said taxes amounting to \$385.14 remain open in the books of the Delinquent Tax Collector, Now, Therefore, Be It

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to exonerate said taxes amounting to \$385.14 for the purpose of clearing his records.

Passed December 22, 1947.

Approved December 29, 1947.

Resolution Book 11, Page 256.

No. 323

Whereas, At D. T. D. No. 16 January Term, 1924, the lien for taxes for the year 1920 against property in the 1st Ward assessed in the names of Isaac Sachs and Jacob Levy was, per resolution of the City of Pittsburgh at No. 373 of 1925, satisfied in full and discontinued, and

Whereas, said taxes in the amount of \$107.41 remain open in the books of the Delinquent Tax Collector, Now, Therefore, be it

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed, for the purpose of clearing his records, to exonerate said taxes; namely, City, \$86.16 and flat water rent, \$21.25.

Passed December 22, 1947.

Approved December 29, 1947.

Resolution Book 11, Page 257.

No. 324

Whereas, Morris Podrat, of 3203 Niagara street, procured Electric Certificate No. 6124, and paid the fee of \$50.00 under the mistaken belief that it was required of all persons doing electrical work; and,

Whereas, Such certificate is only required from electrical contractors, and was procured under a mistake of fact; now, therefore, be it

Resolved, That Electrical Certificate No. 6124, issued October 21, 1947, to Morris Podrat, by the Bureau of Building Inspection, Department of Public Safety, be cancelled, and the fee of \$50.00 paid by Morris Podrat returned to him, and that the Mayor be and he is hereby authorized to issue and the City Controller to countersign a warrant in favor of Morris Podrat in the amount of \$50.00, and charge same to Code Account No. 42, Contingent Fund.

Passed December 22, 1947, by a two-thirds vote.

Approved December 29, 1947.

Resolution Book 11, Page 257.

No. 325

Whereas, At City Treasurer's sale held the first Monday of June, 1943, vacant property in the 26th Ward, owned by Ora H. Euwer et al, and described as "6 Lots Dornestic street Nos. 301, 302, 303, 304, 305 and 306, Duquesne Park Plan, P. B. Vol. 15, Page 157 and Lot 166.15 x 140 Wilson street between Charles and Chester" was purchased by the City, and

Whereas, A separation of one of the lots had been made and the taxes were being paid under the Abatement Act and have since been paid, and

Whereas, The period of redemption having expired, vesting an absolute title in the City as to the other property and leaving the sale of the property under the Abatement Act invalid; Therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute a quit-claim deed for "Lot 166.15 x 140 Wilson street between Charles and Chester" to Ora H. Euwer.

Passed December 22, 1947.

Approved December 29, 1947.

Resolution Book 11, Page 258.

No. 326

Whereas, Michael S. Puskar and Elizabeth C. Puskar, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1943, and recorded in Deed Book Volume 1, Page 187, for the sum of \$1,200.00, and described as follows:

27th Ward, Pittsburgh, Lot 96 x 120 feet on Halsey place, being Lots Nos. 22, 23, 24 and 25 in the B. Wolfe Jr. Plan, recorded in Plan Book Volume 10, Page 94.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund D. T. W. L., and repaid to said fund from the sale price.

Passed December 22, 1947.

Approved December 29, 1947.

Resolution Book 11, Page 258.

No. 327

Whereas, John T. Power and Elizabeth M. Power, his wife have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired at tax sale on June 7, 1943, and recorded in Deed Book Volume 1, Page 126, for the sum of \$400.00, and described as follows:

26th Ward, Pittsburgh, being Lots Nos. 20 and 22 on Donora street, size 50 x 90 feet, in the Beckfield and Rieger Plan, recorded in Plan Book Volume 16, Page 44.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to pe-

tition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund, D. T. W. L., and repaid to said fund from the sale price.

Passed December 22, 1947.

Approved December 29, 1947.

Resolution Book 11, Page 258.

No. 328

Whereas, Earl T. Ehrentraut and Mabel Ehrentraut, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City owned property acquired at tax sale on June 7, 1943, and recorded in Deed Book Volume 1, Page 60, for the sum of \$2,000.00, and described as follows:

19th Ward, Pittsburgh, size 80x134 feet, being Lots Nos. 18 and 19 on Gladys avenue in the Edward M. Seibert Plan, recorded in Plan Book Volume 23, Page 141.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby ordered and directed to petition the Court of Common Pleas for the sale of the aforesaid property in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of court proceedings to be paid from Trust Fund, D.T.W.L., and repaid to said fund from the sale price.

Passed December 22, 1947.

Approved December 29, 1947.

Resolution Book 11, Page 259.

No. 329

Resolved, That Resolution No. 304, approved December 5, 1947, authorizing the sale of Lot No. 8 on Gladys avenue, 19th Ward, to Henry E. Diers and

Margaret C. Diers, his wife, be amended by striking out the following words in the second paragraph, "being Lot No. 8 in the West Liberty Plan No. 2, recorded in Plan Book Volume 20, Page 116," and inserting in lieu thereof the words "being Lot No. 8 in the Edward M. Seibert Plan, recorded in Plan Book Volume 23, Page 141."

Passed December 22, 1947.

Approved December 29, 1947.

Resolution Book 11, Page 259.

No. 330

Resolved, That the City Solicitor be and she is hereby authorized and directed to file a Complaint and Petition with the Pennsylvania Public Utility Commission in opposition to the proposed increase in rates of Pittsburgh Railways Company and its affiliates and subsidiaries, as set forth in the tariffs filed by W. D. George and Thomas Fitzgerald, Trustees thereof, and captioned Pa. P.U.C. No. P-18, Bus Pa. P.U.C. No. 16, and Pa. P.U.C. No. 6, superseding respectively Pa. P.U.C. No. P-17, Bus. Pa. P.U.C. No. 15, and also supplements to both, and Pa. P.U.C. No. 5, which tariffs were issued December 5, 1947, to become effective January 5, 1948, and the City Solicitor is directed to request the Commission to suspend the operation of the proposed rates and to enter upon a hearing concerning the justness, reasonableness and legality of the said rates

Passed December 22, 1947.

Approved December 29, 1947.

Resolution Book 11, Page 260.

No. 331

Resolved, That taxes assessed against Joseph and Elizabeth Emery in the amount of \$66.38 for the year 1942 on property at 2035 Redrose St., 29th Ward, be and the same are hereby exonerated for the reason that the said property was conveyed in September,

1941, to John J. Ryan and wife who paid 1942 taxes thereon. The Collector of Delinquent Taxes is hereby directed to make the proper notation on his books; And Be It Further

Resolved, That the Tax Lien Solicitor be and he is hereby authorized to satisfy the lien entered on the aforesaid taxes.

Passed December 29, 1947.

Approved December 31, 1947.

Resolution Book 11, Page 260.

No. 332

Resolved, That the Delinquent Tax Collector be and he is hereby authorized and directed to accept the sum of \$300.00 in full settlement of metered water charges against property located at 32-34-40 Isabella street, 22nd Ward, for the years 1935 to 1947, inclusive, formerly owned by the Hein Company, and of which Mrs. Ida Guttman is the owner of a mortgage against said property.

Passed December 29, 1947.

Approved December 31, 1947.

Resolution Book 11, Page 260.

No. 333

Whereas, The City acquired Lots Nos. 100 and 101 on Tabor street, 20th Ward, by annexation from the Borough of Esplen; said lots being purchased by the Borough of Esplen from John W. Weckerle by deed dated October 24, 1900, the deed for which is recorded in Deed Book Volume 1091, Page 255; Now, therefore, be it

Resolved, That the Mayor is hereby authorized and directed to execute and deliver a deed to Peter Serzikas and Stephania Serzikas, his wife, for the sum of \$1,000.00, conveying all the City's right, title and interest in the following:

All those certain lots or pieces of

ground situate in the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being Lots Nos. 100 and 101 in Mrs. M. L. McGunnegle's Plan of Lots, of record in the Recorder's Office of Allegheny County in Plan Book Volume 8, Page 317, bounded and described as follows, to-wit:

Beginning at the southeast corner of Tabor and Radcliffe streets, in said plan; thence along said Radcliffe street, South 21° East, 110.0 feet to Maple way; thence along said Maple way, North 69° East, 48.0 feet to the line dividing Lots Nos. 99 and 100 in said plan; thence along said dividing line, North 21° West, 110.0 feet to Tabor street, thence along Tabor street, South 69° West, 48.0 feet to the place of beginning.

Provided, that the balance of the purchase money, namely \$900.00, shall be paid within 90 days from the date hereof, otherwise previous payments on said property shall be forfeited and this agreement to sell shall be declared null and void.

Passed December 29, 1947.

Approved December 31, 1947.

Resolution Book 11, Page 261.

No. 334

Whereas, Charles P. Mella and Anna Mella, his wife, have submitted a proposal to the Department of Lands and Buildings to purchase City-owned property acquired by Sheriff's deed on March 23, 1901, and recorded in the Prothonotary's Office in Sheriff's Deed Book Volume 16, Pages 371, 372 and 373, in Common Pleas No. 1, for the sum of \$800.00, and described as follows:

6th Ward, Pittsburgh, Lot 22x100 Bethoven street, being part of Lot No. 140, in the Reineman, Dickson et al, Plan, recorded in Plan Book Volume 4, Pages 66 and 67.

Therefore, be it

Resolved, That the Office of Solicitor for City and School Tax Liens is hereby authorized and directed to petition the Court of Common Pleas for the sale of the aforesaid lots in accordance with the aforesaid proposal and Act No. 514 of 1947. The cost of Court proceedings to be paid from Trust Fund D.T.W.L., and repaid to said fund from the sale price.

Passed December 29, 1947.

Approved December 31, 1947.

Resolution Book 11, Page 261.